AGENDA - COUNCIL MEETING - TUESDAY - JULY 11, 2006 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Brown

1:30 P. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

2:00 P. M. - PUBLIC SPEAKERS - Pursuant to City Council Rule 8, City Council will hear from members of the public; the names and subject matters of persons who had requested to speak at the time of posting of this Agenda are attached; the names and subject matters of persons who subsequently request to speak may be obtained in the City Secretary's Office

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - JULY 12, 2006 - 9:00 A. M.

DESCRIPTIONS OR CAPTIONS OF AGENDA ITEMS WILL BE READ BY THE CITY SECRETARY PRIOR TO COMMENCEMENT

HEARING - **9:00 A.M.**

1. City Council will conduct a hearing regarding the Juvenile Curfew Ordinance (Ch. 28, Art. V, City of Houston Code of Ordinances) to determine whether the Curfew Ordinance should be modified. Copies of the Curfew Ordinance and data provided by the Houston Police Department are available for inspection in the Office of the City Secretary.
 To reserve time to appear and testify call the Office of the City Secretary (713) 247-1840 prior to the commencement of the hearing. Alternatively written comments may be submitted to the Office of the City Secretary.

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 22

ACCEPT WORK - NUMBERS 2 and 3

2. RECOMMENDATION from Director Building Services Department for approval of final contract amount of $1,587,255.00 and acceptance of work on contract with **STEWART BUILDERS, LTD**., for Parks Master Plan - Bid Package No. 5 Settegast Park and Swiney Park, GFS F-504B-13-3 and F-0507-00-3 - 04.98% over the original contract amount - **DISTRICTS B - JOHNSON and H - GARCIA**

3. RECOMMENDATION from Director Building Services Department for approval of final contract amount of $86,832.42 and acceptance of work on contract with **FOUR SEASONS DEVELOPMENT CO., INC** for Parks Master Plan - Forest West Park Renovations, GFS F-504C-01-3 - 02.91% over the original contract amount - **DISTRICT A - LAWRENCE**

PROPERTY - NUMBER 4

4. RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY3-473, located at 5353 DeSoto Street along West White Oak Bayou, owned by Oakbrook Gardens, Ltd., a Texas limited partnership, Dinesh Shukla, President, for the **WEST WHITE OAK BAYOU HIKE AND BIKE TRAIL EXTENSION PROJECT from Pinemont to Victory**, CIP N-0420-24-2 - **DISTRICT B - JOHNSON**

PURCHASING AND TABULATION OF BIDS - NUMBERS 5 and 6

5. **GT DISTRIBUTORS, INC** - $364,499.76, **BAILEY'S HOUSE OF GUNS, INC** - $85,308.39 and **C & G POLICE SUPPLY, d/b/a C & G WHOLESALE** - $62,457.15 for Ammunition, Accessories and Supplies for Various Departments - General and Asset Forfeiture Funds

6. **AMEND MOTION #2003-1394**, **11/19/03**, **TO EXTEND** expiration date from November 19, 2006 to November 18, 2008, for Auto GM Car/Truck, OEM Replacement Parts and Repair Contract for Various Departments, awarded to **DAVIS CHEVROLET, INC**

ORDINANCES - NUMBERS 7 through 22

7. ORDINANCE establishing the north and south sides of the 2300 block of Swift Boulevard within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - CLUTTERBUCK**

8. ORDINANCE approving and authorizing Lease Agreement between the City of Houston and **ABCO LEASING, LLC**, for certain premises at William P. Hobby Airport - Revenue - **DISTRICT I - ALVARADO**

9. ORDINANCE approving and authorizing Amendment No. 1 to Lease Agreement between the City of Houston and **TRAMMELL CROW COMPANY IAH INTERNATIONAL AIR CARGOCENTRE II, L.P.** for certain premises at George Bush Intercontinental Airport/Houston - Revenue - **DISTRICT B - JOHNSON**

10. ORDINANCE approving and authorizing contract between the City of Houston and **GREATER HOUSTON PARTNERSHIP** for Professional Services; providing a maximum contract amount 1 Year - $762,200.00 - Enterprise Funds

11. ORDINANCE approving and authorizing contract between the City and **C. H. WILKINSON PHYSICIAN NETWORK, d/b/a CHRISTUS MEDICAL GROUP** for Health Care Services in Southwest Houston; providing a maximum contract amount - 4 Years, 6 months - $4,050,000.00 General Fund

ORDINANCES - continued

12. ORDINANCE approving and authorizing agreement between the City of Houston and **MULTICULTURAL EDUCATION AND COUNSELING THROUGH THE ARTS**, to provide $500,000.00 in Community Development Block Grant Funds for Assistance with the Renovation of a facility located at 1900 Kane Street, Houston, Texas, formerly known as the Dow School Building - **DISTRICT H - GARCIA**

13. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **JUSTEX SYSTEMS, INC** for Assessment Center Process (Rank of Police Lieutenant) for the Houston Police Department

14. ORDINANCE approving and authorizing Professional Artist Services Agreement between the City of Houston and **ELENA CUSI WORTHAM** for design and creation of a work of art to be sited at the Ronald E. McNair Police Station; accepting the artwork into the City's permanent art collection $48,600.00 - Police Department Civic Art Fund - **DISTRICT I - ALVARADO**

15. ORDINANCE approving and authorizing interlocal agreement between the City of Houston and **HARRIS COUNTY TOLL ROAD AUTHORITY (HCTRA)** for Park Row Road between Eldridge Parkway and State Highway 6, GFS N-0723-02-2 (SB9090) - **DISTRICT A - LAWRENCE**

16. ORDINANCE approving and authorizing Utility Functions and Services Allocation Agreement between the City of Houston and **BGM LAND INVESTMENTS, LTD.** on behalf of proposed Harris County Municipal Utility District No. 439 - **DISTRICT B - JOHNSON**

17. ORDINANCE awarding construction contract to **BIG STATE, EXCAVATION, INC** for Water, Sanitary Sewer and Storm Drainage Systems to serve Section One of the Wayside Village Subdivision, approving and authorizing an assignment of the construction contract to the **WOODMERE DEVELOPMENT COMPANY**, CIP S-0800-H1-3 & R-0800-H1-3 (DPC-095) **DISTRICT B - JOHNSON**

18. ORDINANCE appropriating $117,454.37 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Developer Participation Contract between the City of Houston and **WOODMERE DEVELOPMENT COMPANY, LTD**. for Construction of Water and Sanitary Sewer lines to serve development on Wayside Drive, CIP S-0802-38-3 & R-0802-40-3 - **DISTRICT B - JOHNSON**

19. ORDINANCE amending Ordinance No. 2005-699, which awarded a contract to **GREYSTAR EIG, LP** for Kingwood Wastewater Treatment Plant Improvements to correct the engineering services contract number, GFS R-1000-03-3 (WW4864-01) - **DISTRICT E - WISEMAN**

20. ORDINANCE No. 2006-766, passed first reading July 5, 2006
 ORDINANCE granting to **UNITED WASTE SERVICES, INC, a Texas corporation**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING**

21. ORDINANCE No. 2006-755, passed first reading July 5, 2006
 ORDINANCE granting to **SURE DISPOSAL SERVICES, INC a Texas corporation,** the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING**

ORDINANCES - continued

22. ORDINANCE No. 2006-756, passed first reading July 5, 2006
 ORDINANCE granting to **QUICK SILVER HAULING, LLC, a Texas corporation**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 22 through 25

23. ORDINANCE approving and authorizing the submittal of an application to the **U. S. DEPARTMENT OF HEALTH AND HUMAN SERVICES**, **CENTERS FOR DISEASE CONTROL** for Network Implementation of the National Environmental Public Heath Tracking Program (The "Grant"); declaring the City's eligibility for such grant; authorizing the Director of the Health and Human Services Department to act as the City's representative in the application process; authorizing the Director of Health and Human Services Department to accept the grant and the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant - $3,800,000.00 - Grant Fund - **TAGGED BY COUNCIL MEMBER SEKULA-GIBBS**
 This was Item 17 on Agenda of July 5, 2006

24. ORDINANCE approving and authorizing compromise and settlement agreement with **ADVENTURES IN BIRDS & PETS, INC** and **BETTY JEAN JORDAN** to settle a lawsuit and appropriating $65,000.00 out of Water & Sewer System Consolidated Construction Fund No. 755, which lawsuit arose out of activities financed by the Fund
 TAGGED BY COUNCIL MEMBER LAWRENCE
 This was Item 21 on Agenda of July 5, 2006

25. ORDINANCE amending Ordinance No. 2004-0495 to increase the maximum contract amount to Contract C56063 between the City of Houston and **ARCH WIRELESS OPERATING COMPANY, INC** for Pager Rental Services for Various Departments - $143,429.16 - General, Enterprise, Grant and Other Funds - **POSTPONED BY MOTION #2006-628, 7/5/06**
 This was Item 33 on Agenda of July 5, 2006

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Lawrence first

ALL ORDINANCES ARE TO BE CONSIDERED ON AN EMERGENCY BASIS AND TO BE PASSED ON ONE READING UNLESS OTHERWISE NOTED, ARTICLE VII, SECTION 7, CITY CHARTER

NOTE - WHENEVER ANY AGENDA ITEM, WHETHER OR NOT ON THE CONSENT AGENDA, IS NOT READY FOR COUNCIL ACTION AT THE TIME IT IS REACHED ON THE AGENDA, THAT ITEM SHALL BE PLACED AT THE END OF THE AGENDA FOR ACTION BY COUNCIL WHEN ALL OTHER AGENDA ITEMS HAVE BEEN CONSIDERED

CITY COUNCIL RESERVES THE RIGHT TO TAKE UP AGENDA ITEMS OUT OF THE ORDER IN WHICH THEY ARE POSTED IN THIS AGENDA. ALSO, AN ITEM THAT HAS BEEN TAGGED UNDER CITY COUNCIL RULE 4 (HOUSTON CITY CODE §2-2) OR DELAYED TO ANOTHER DAY MAY BE NEVERTHELESS CONSIDERED LATER AT THE SAME CITY COUNCIL MEETING

COUNCIL CHAMBER – CITY HALL 2nd FLOOR – TUESDAY
JULY 11, 2006 – 2:00 P.M.

NON-AGENDA

3MIN. 3MIN. 3MIN.

MS. TINA ASUNCION – 2605 Calumet, No. 21 – 77004 – 713-877-5344 - Calumet Trash Service

MR. EDWARDO CASTILLO – 2605 Calumet, No. 25 – 77004 – 713-797-7575 – Trash Services

MR. MARK KRESSENBERG – 2605 Calumet, No. 22 – 77004 – 713-951-1036 – Trash Services

MS. ESTELLE MACK – 2605 Calumet, No. 19 – 77004 – 713-522-8958 - Trash Services

MS. SARAH COSTELLO – 2605 Calumet – 77004 – 713-521-9217 – Trash Services

MR/COACH R. J. BOBBY TAYLOR - 3107 Sumpter – 77026 – 202-FA 3-4511 – Behavior Coward Conspiracy Prostitute Connie Huntsberry Tate Nix Used children

MR. TRENT WINTERS – 7967 W. Airport - 77071 - 713-729-1153 – Elderly Home Repair Program – How much money will be spent

MR. WILLIAM BARKER – 9966 Kirkdale Dr. – 77089 – 832-519-6260 – The City

MR. JOHN A ROBINSON – 505 E. Sam Houston Pkwy, No 525 – 77060 – 713-347-0555 – Veggie pal – Child Obesity Leader of Tomorrow

MS. RENEE GRAY – 505 N. Sam Houston Pkwy, No. 77061 – 281-272-1147 – Leader of Tomorrow

MR. JIM BECKA – 25505 Deerbrook – Splendora – TX – 77372 – 281-689-8768 – Shortage of Trauma Care in Houston

MR. STEVE RICE – 7835 Bluestream Court – 77041 - 832-275-4928 – Hurricane evacuees – Crime

MS. JAUNETTA JOHNS – 88015 Candy St. – 77029 – 713-674-6238 – MUD Taxes Northside

PREVIOUS

1MIN. 1MIN. 1 MIN.

MR. JOSEPH OMO OMARI – 2820 Palm No. 2B – 77004 – 832-767-0870 – Jim Crow, Hitler, Uncle Tom, Miss Ann, Aunt Jemima driven Government

MR. WILLIAM (BEAL) REAGAN – 6230 Symare Avenue – Van Nuys - CA – 91401- no phone – Sandy, My only true love, I'm coming home, William

CITY OF HOUSTON

INTER OFFICE CORRESPONDENCE

JUL 12 2006

TO: Marty Stein, Agenda Director
Office of the Mayor

FROM: M. W. Thaler, Executive Assistant Chief
Police Department

DATE: March 29, 2006

SUBJECT: **Juvenile Crime Statistics – Calendar Year 2005**

At the recent meeting of the Council Committee on Public Safety and Homeland Security, several council members requested additional information relative to the proposed changes to the juvenile curfew ordinance. The information requested included: a reporting of the number of curfew citations issued last year, additional information regarding criminal activity of juveniles and the victimization of juveniles for time periods other than the 10:00 p.m. to 12:00 a.m. period, the scheduling of forums to provide an opportunity for student feedback regarding the impact of this ordinance on our community's youth, the exploration of alternatives for officers from the northern portions of the city to have a more convenient location to process juvenile offenders, draft language for sanctioning business owners who knowingly permit juveniles to violate the curfew ordinance, and efforts to solicit TxDot to allow signage language informing those entering the city of the parameters of the Houston curfew ordinance.

Regarding the first request as it relates to curfew citations, Houston Police Officers issued a total of 3,781 citations for curfew violations during calendar year 2005. The following table illustrates the number of citations written in each month.

Juvenile Curfew Citations - Calendar Year 2005

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
2005	271	425	302	413	320	352	284	394	262	303	306	149	3,781

Source: Municipal Courts as published in the HPD December 2005 Monthly Crime Trend Comparison Report

Also as discussed, Juveniles are involved in incidents of violent crime as victims and as suspects. The following tables illustrate the type of violent crimes in which the juveniles are involved and the number of incidents during specific time periods of any given day for the calendar 2005. Table 1 depicts violent crimes committed by juvenile offenders and Table 2 represents violent crimes committed against juvenile victims. The row entitled "ALL HOURS" represents the total crimes for 2005 that were identified as having been either committed by a juvenile suspect or a case representing the victimization of a juvenile. As a reminder, state law defines a juvenile as an individual under the age of 17. The other rows indicate the total number of crimes committed between the specified time periods. The columns therefore are not cumulative. This information is provided with the intent to offer some perspective regarding the nature of juvenile crimes and victimization patterns as they relate to violent crime during certain time periods.

Table 1

Violent Crimes Committed by Juvenile Offenders
Calendar Year 2005

HOURS	Murder	Rape	Robbery	Aggravated Assault
3 p.m. - 10 p.m.	5	26	431	424
10 p.m. – 12 a.m.	3	1	161	77
12 a.m. - 6 a.m.	6	10	167	69
ALL HOURS	**16**	**49**	**924**	**771**

Source: UCR Data provided by Crime Analysis Division

Table 2

Violent Crimes Committed Against Juvenile Victims
Calendar Year 2005

HOURS	Murder	Rape	Robbery	Aggravated Assault
3 p.m. - 10 p.m.	10	111	303	621
10 p.m. – 12 a.m.	2	22	61	122
12 a.m. - 6 a.m.	4	70	62	106
ALL HOURS	**20**	**276**	**522**	**1113**

Source: UCR Data provided by Crime Analysis Division

With regard to the third request, student feedback is being sought. In fact, a town-hall meeting has been scheduled for March 30, 2006, at Booker T. Washington High School to offer an opportunity for comments from students regarding the curfew issue.

Fourth, the department has been aware of the concern of lengthy travel distances for officers from the north and west sides of the city to process juvenile violators at our facility on Mykawa. This situation was created by a number of factors outside of the department's control and required the Juvenile Division to be relocated to the Southeast Command Station. We continue to explore options that may allow our Juvenile Division to be relocated to a more central location. Recently, we have engaged in discussions with Harris County Juvenile Probation regarding the possibility of utilizing space that they may be willing to lease to the city for processing our juvenile violators. Discussions at this point should be considered very preliminary. However, the Houston Police Department is very much interested in vigorously pursuing this option.

Also, during the committee meeting, a request was made to have language authored that would provide for the sanctioning of business owners who knowingly permit juveniles to violate the curfew ordinance. This matter was referred to city legal to research and provide the draft language requested for Council's consideration.

Finally, Captain J. P. Mokwa of our Juvenile Division has been tasked with contacting representatives from TxDot to explore the possibility of adding language to freeway signage regarding the hours of our city's curfew. At this point, we have no update.

Should you need additional information regarding this matter, please let me know.

M. W. Thaler, Executive Assistant Chief
Investigative Operations
Police Department

mwt:wcr

4-3-06

Violent Crimes Committed Against Juveniles

Between 10 p.m. and 12 midnight

Calendar Year 2005

Murder	**2**
Rape	**22**
Robbery	**61**
Agg. Assault	**126**

Violent Crimes Committed by Juveniles

Between 10 p.m. and 12 midnight

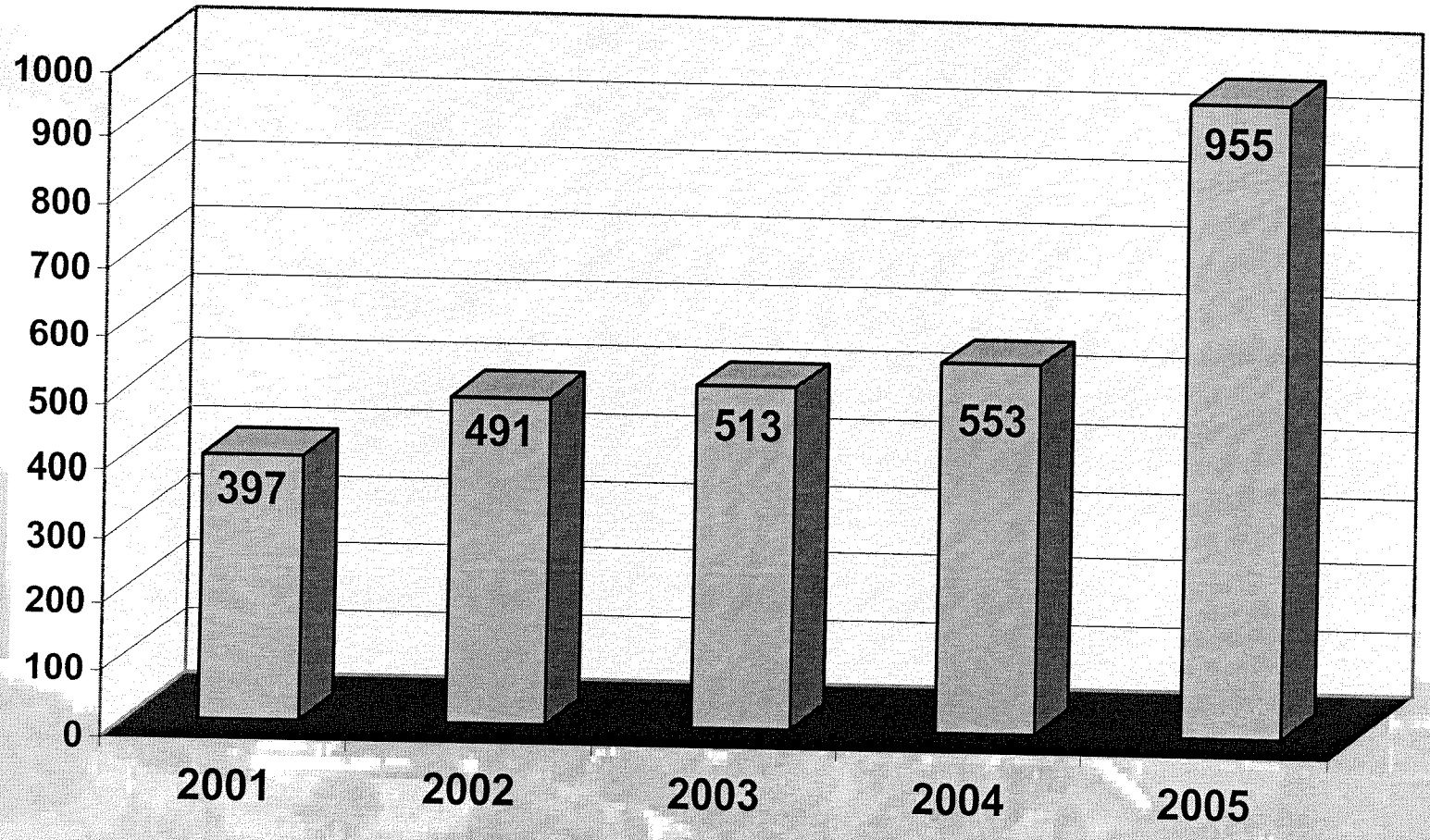
Calendar Year 2005

Murder	**3**
Rape	**1**
Robbery	**161**
Agg. Assault	**77**

Juvenile Incarceration Information

Juvenile arrests peak in the hours immediately following school hours and then spike again between 10 p.m. and 12 midnight

Graffiti



*** 73% increase in reports of graffiti between 2004 and 2005**

ARTICLE V. JUVENILE CURFEW

Sec. 28-171. Definitions.

The following words, terms and phrases when used in this article shall have the meanings ascribed to them in this section, unless the context of their usage clearly indicates another meaning:

Curfew hours means the hours of 10:00 p.m. on any Sunday, Monday, Tuesday, Wednesday or Thursday and 6:00 a.m. of the following day, between the hours of 11:00 p.m. on any Friday or Saturday and 6:00 a.m. of the following day, or between the hours of 9:00 a.m. and 2:30 p.m. on a Monday, Tuesday, Wednesday, Thursday or Friday.

Emergency ~~shall~~ means an unforeseen combination of circumstances or the resulting state that calls for immediate action. The term shall include but not be limited to a fire, natural disaster, vehicular accident, or a serious medical condition of sudden onset.

Guardian ~~shall~~ means the person who, under a court order, is the guardian of the person of a minor or the public or private agency with whom a minor has been placed by a court.

Minor ~~shall~~ means any person under ~~18~~ 17 years of age.

Parent ~~shall~~ means the natural mother or father or adoptive mother or father of a minor.

Public place means any place to which the public or a substantial group of the public has access and includes, but is not limited to, streets, highways, and the common areas of schools, hospitals, apartments, ~~houses~~, office buildings, transport facilities, ~~and~~ restaurants, theaters, game rooms, shops and shopping centers.

Sec. 28-172. Offenses.

(a) It shall be unlawful for any minor to knowingly remain, walk, run, stand, drive or ride about, in or upon any public place in the city during curfew hours ~~between the hours of 12:00 at night (midnight) on any day of the week or between the hours of 9:00 a.m. and 2:30 p.m. on a Monday, Tuesday, Wednesday, Thursday or Friday~~.

(b) It shall be unlawful for the parent or guardian having legal custody of a minor to knowingly allow or permit the minor to be in violation of the curfew imposed in section 28-172(a) of this Code.

(c) Violations of this section shall be punishable as provided in section 1-6 of this Code.

Sec. 28-173. Defenses.

It is a defense to prosecution under section 28-172 of this Code that:

(a) The minor was accompanied by his or her parent or guardian;

(b) The minor was accompanied by an adult designated by his or her parent or guardian;

(c) The minor was on an errand made necessary by an emergency;

(d) The minor was attending a school, religious, or government-sponsored activity or was traveling to or from a school, religious, or government-sponsored activity;

(e) The minor was engaged in an lawful employment activity or was going directly to or coming directly from lawful employment;

(f) The minor was on the sidewalk of the place where he or she resides;

(g) The minor was on an errand directed by his or her parent or guardian;

(h) The minor was in a motor vehicle involved in intrastate or interstate transportation;

(i) The minor was engaged in, participating in, or traveling to or from any event, function or activity for which the application of section 28-172 of this Code would contravene his or her rights protected by the Texas or United States Constitutions;

(j) The minor was married or had been married or had disabilities of minority removed in accordance with chapter 31 of the Texas Family Code; or

(k) With respect to the hours between 9:00 a.m. and 2:30 p.m. ~~only~~, ~~that~~ the offense occurred during the school summer vacation break period of the

school in which the minor is enrolled or on a holiday observed by the closure of classes in the school in which the minor is enrolled or that the minor has graduated from high school or received a high school equivalency certificate.

(l) With respect to the hours between 10:00 p.m. and 11:00 p.m., the day following the offense is a holiday observed by the closure of classes in the school in which the minor is enrolled.

Sec. 28-174. Supplemental effect.

The provisions of this article are supplemental and shall be cumulative with all other laws and ordinances applicable in any manner to juveniles.

Sec. 28-175. Enforcement.

Notwithstanding the penal effect of this article the chief of police is encouraged to develop alternative enforcement strategies, which may include but need not be limited to the return of minors to their residences or schools, counseling with minors and their parents or guardians, the issuance of warning citations to minors or their parents or guardians, or the referral of instances that appear to also involve the violation of school attendance laws to those officers who are responsible for the enforcement of those laws. The enforcement strategies shall be promulgated in writing to members of the police department so that this article may be enforced in a uniform manner.

Secs. 28-176--28-200. Reserved.

TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION**

SUBJECT: Accept Work Stewart Builders, Ltd. (Contract 55802) Parks Master Plan – Bid Package No. 5 Settegast Park and Swiney Park GFS No. F-504B-13-3 and F-0507-00-3	**Category** 1, 7	**Page** 1 of 1	**Agenda Item** 2

FROM (Department or other point of origin): Building Services Department	**Origination Date** 7-6-06	**Agenda Date** JUL 12 2006
DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P.E. 6/21/06	**Council District affected:** B, H	
For additional information contact: Jacquelyn L. Nisby **Phone:** 713-247-1814 Vladimir Naranjo **Phone:** 713-247-1338	**Date and identification of prior authorizing Council action:** Ordinance No. 04-0265 Dated 04/07/04	

RECOMMENDATION: Pass a motion approving the final contract amount of $1,587,255.00, accept the work, and authorize final payment.

Amount and Source of Funding: No Additional Funding Required **Previous Funding:** $1,607,600.00 Parks Consolidated Construction Fund 421	**F & A Budget:**

SPECIFIC EXPLANATION: The Building Services Department recommends that City Council approve the final contract amount of $1,587,255.00 or 4.98% over the original contract amount, accept the work and authorize final payment to Stewart Builders, Ltd.

PROJECT LOCATIONS: Settegast Park, 3001 Garrow (494N); Swiney Park, 2812 Cline (494J)

PROJECT DESCRIPTIONS: The scope of work consisted of the following:

- **Settegast Park:** New walkways and plazas, drainage and electrical improvements, new picnic facilities and playground equipment, multi-purpose pavilion renovations, ball field upgrades, tennis court and parking lot improvements, tree planting and irrigation, enlarged restroom facilities, and removed and replaced swimming pool with a new water playground and shade structure.
- **Swiney Park:** Renovated the interior and exterior of the community center building and basketball pavilion, constructed a new perimeter trail with corner entries and ramps, planted trees, and installed an irrigation system. The Plaza improvements included decorative paving, landscaping including raised planters, trees, groundcover and an irrigation system.

CONTRACT COMPLETION AND COST: The contractor completed the work within the contract time, plus 41 additional days allowed by Change Order 1. The final cost of the project, including Change Orders 1-3 is $1,587,255.00, an increase of $75,255.00 over the original contract amount.

The project design consultant and construction manager was Clark Condon Associates Inc.

CHANGE ORDER DESCRIPTION: Change Order 1 removed and replaced all deteriorated sections of mechanical (HVAC) ductwork and insulation; modified the sanitary sewer, sidewalk alignment, electrical, mechanical and plumbing requirements; added four light fixtures and sheetrock furr downs; added 850 square feet of concrete sidewalk and modular block retaining wall; removed and replaced existing deteriorated down spout receivers and associated storm drainage system at Swiney Park, and modified the domestic water service and electrical system requirements; removed and replaced concrete sidewalk; and installed accessible ramp for Settegast Park Community Center. Change Order 2 furnished and installed light fixtures, weatherproof switch on column and tied circuit into existing time clock at the Poligon shade structure; and demolished existing pole lights and related wiring at Settegast Park. Change Order 3 prepared and painted existing light poles at Settegast and Swiney Parks and furnished and installed three benches and one picnic table for Swiney Park.

M/WBE INFORMATION: The M/WBE goal for this contract was 17%. According to the Affirmative Action and Contract Compliance Division, the contractor achieved 9.04% actual participation and received an unsatisfactory rating.

IZD: VP JLN: tc
CC: M. Stein, J. Nisby, M. Ross, V. Laws, File

REQUIRED AUTHORIZATION **CUIC ID # 25VPN031** NOT

Other Authorization:	**Other Authorization:**	**Other Authorization:**
Wendy Teas Heger, AIA Chief of Design & Construction Division Building Services Department		Joe Turner, Director Parks and Recreation Department

F&A 011.A REV. 3/94
7530-0100403-00



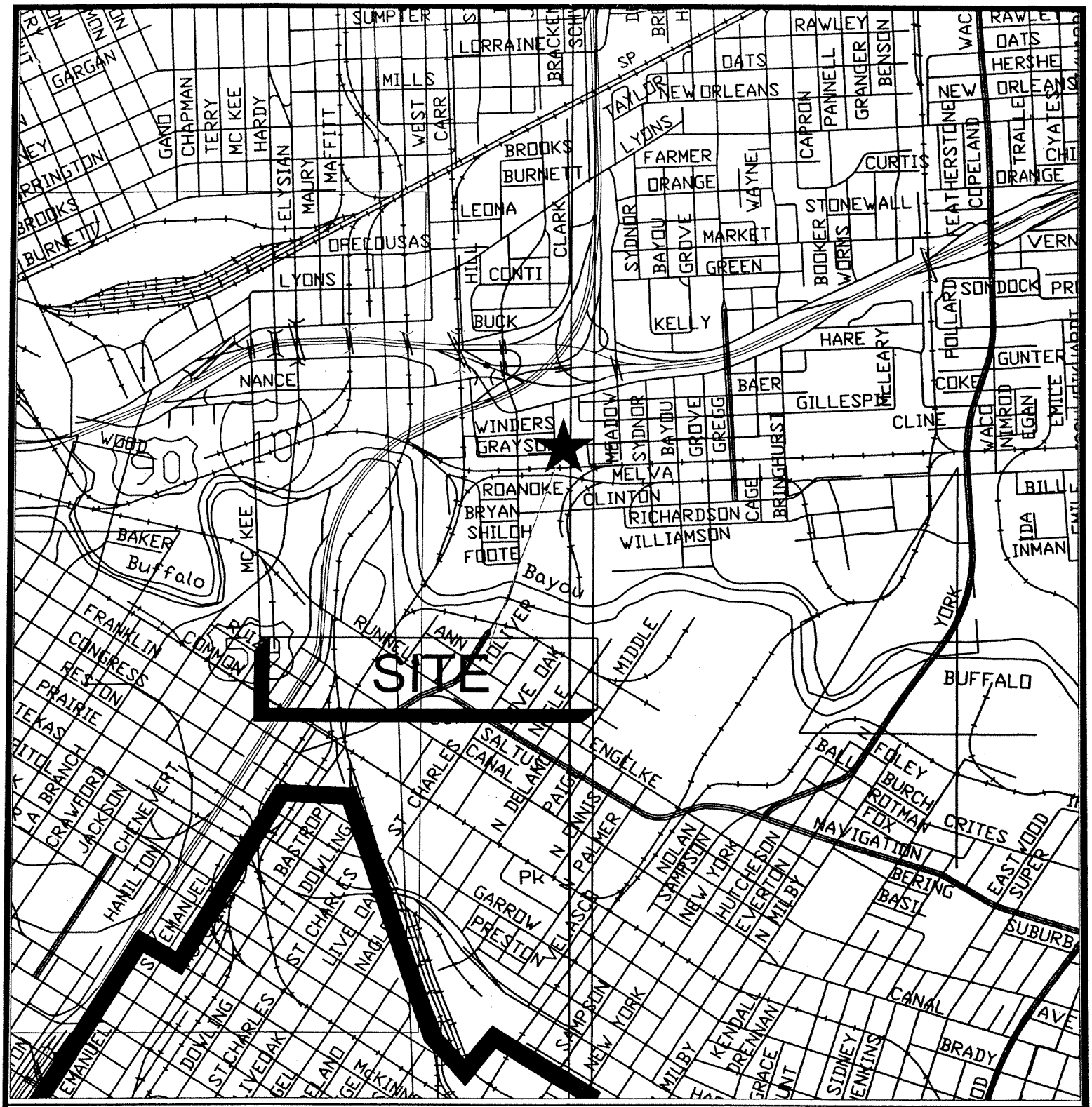
SETTEGAST PARK

3001 GARROW

COUNCIL DISTRICT "H"

KEY MAP NO. 494N

DRAWN BY MARTIN AYANEGUI



SWINEY PARK

2812 CLINE

COUNCIL DISTRICT "B"

KEY MAP NO. 494J

DRAWN BY MARTIN AYANEGUI

Stewart Builders, Ltd.

General Contractors • Construction Managers

RECEIVED
SEP 27 2005
AFFIRMATIVE ACTION

September 19, 2005

Velma Laws, Director
City of Houston
Affimative Action and Contract
Compliance Division
611 Walker
Houston, Texas 77002

Dear Ms. Laws,

In reply to your letter dated August 31, 2005, Stewart Builders would like to offer the following:

Labor Compliance Evaluation and Rating:

The requested documents were submitted to the City of Houston by overnight courier on August 30, 2005 with the exception of Saab's Construction. Stewart Builders contacted Saab's Construction and attached to this letter are their Certified Payrolls for the weeks they were on the job site.

MWDBE Compliance Evaluation and Rating:

Stewart Builders incorrectly submitted United Electrical Supply as one of the MWDBE participants for this project that resulted in a shortfall in our original participation goal. Stewart Builders, however, did not report North Houston Trucking with the original documentation on our MWDBE participants. Our total contract with North Houston Trucking, a DBE, was $21,960 (an additional 1.5%).

Stewart Builders is aware that the MWDBE participation goal was not achieved. At the time the error in reporting was brought to our attention, we attempted to re-evaluate scopes for this project but all contracts had been finalized with the subcontractors, which resulted in a participation goal shortfall.

Sincerely,

Mark A. Stewart
Vice President

Attachments

kla

16575 Village Drive • Houston, TX 77040

Office: (713) 983-8819 • Fax: (713) 983-8845

TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION**

SUBJECT: Accept Work Four Seasons Development Co., Inc. (Contract 57124) Parks Master Plan – Forest West Park Renovations GFS No. F-504C-01-3	**Category** 1, 7	**Page** 1 of 1	**Agenda Item** 3

FROM (Department or other point of origin): Building Services Department	**Origination Date** 7-6-06	**Agenda Date** JUL 12 2006
DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P.E. 6/21/06	**Council District affected:** A	
For additional information contact: Jacquelyn L. Nisby **Phone:** 713-247-1814 Vladimir Naranjo **Phone:** 713-247-1338	**Date and identification of prior authorizing Council action:** Ordinance No. 05-0752 Dated 06/14/05	

RECOMMENDATION: Pass a motion approving the final contract amount of $86,832.42, accept the work, and authorize final payment.

Amount and Source of Funding: No Additional Funding Required **Previous Funding:** $99,093.75 Parks Consolidated Construction Fund 421	**F&A Budget:**

SPECIFIC EXPLANATION: The Building Services Department recommends that City Council approve the final contract amount of $86,832.42 or 2.91% over the original contract amount, accept the work and authorize final payment to Four Seasons Development Co., Inc.

PROJECT LOCATION: Forest West Park
5915 Golden Forest Dr. (Key Map 451F)

PROJECT DESCRIPTION: The scope of work consisted of installation of an asphalt trail around the park.

CONTRACT COMPLETION AND COST: The contractor completed the work within the contract time. The final cost of the project, including Change Order 1 is $86,832.42, an increase of $2,457.42 over the original contract amount.

The project design consultant and construction manager was M2L Associates Inc.

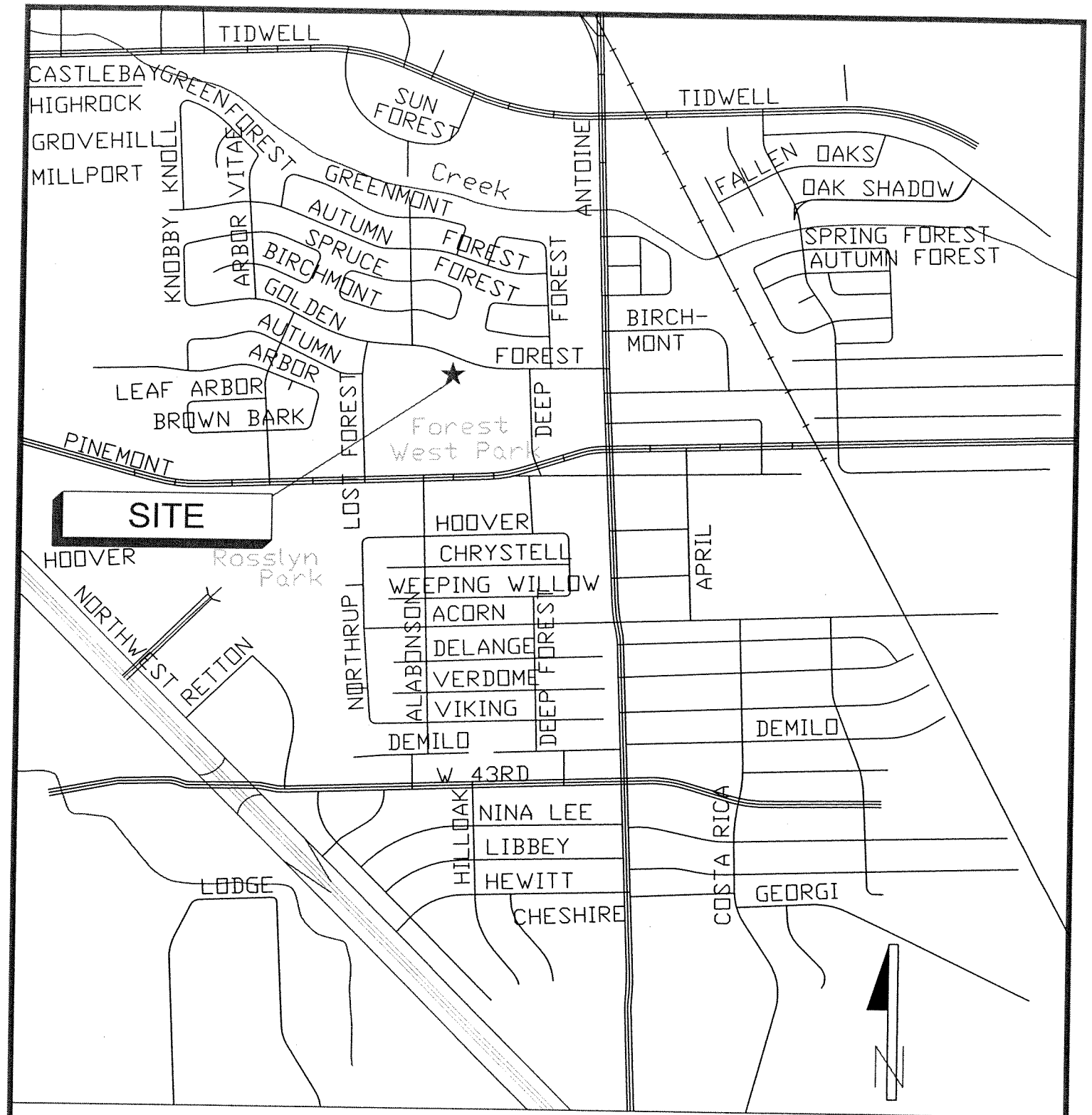
CHANGE ORDER DESCRIPTION: Change Order 1 installed three additional trench drains for proper drainage, purchased a quick-couple key to access the irrigation tap, and placed distance markers on the new jogging trail.

IZD:VN:JLN:tc
CC: M. Stein, J. Nisby, M. Ross, V. Laws, File

REQUIRED AUTHORIZATION CUIC ID # 25VPN034

Other Authorization:	**Other Authorization:**	**Other Authorization:**
Wendy Teas Heger, AIA Chief of Design and Construction Division Building Services Department		Joe Turner, Director Parks and Recreation Department

F&A 011.A REV. 3/94
7530-0100403-00



FOREST WEST
5915 GOLDEN FOREST

COUNCIL DISTRICT "A"

KEY MAP NO. 451F

FILE: L:/WORK/RCA/451L.dwg

To: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION**

SUBJECT:PROPERTY: PURCHASE of Parcel AY3-473, located at 5353 DeSoto Street along West White Oak Bayou for the WEST WHITE OAK BAYOU HIKE AND BIKE TRAIL EXTENSION PROJECT (from Pinemont to Victory), C.I.P. N-0420-24-2 Owner: Oakbrook Gardens, Ltd., a Texas limited partnership, Dinesh Shukla, President	**Category #7**	**Page 1 of 1**	**Agenda Item #** 4
FROM: (Department or other point of origin): **Department of Public Works and Engineering**	**Origination Date** 7-6-06		**Agenda Date** JUL 12 2006
DIRECTOR'S SIGNATURE: Michael S. Marcotte, P.E., DEE, Director	**Council District affected:** B Key Map 411-Y		
For additional information contact: Nancy P. Collins Phone: (713) 837-0881 Senior Assistant Director	**Date and identification of prior authorizing Council Action:** Ordinance 1997-624, passed May 28, 1997		

RECOMMENDATION: (Summary)
Authority be given through Council Motion to PURCHASE Parcel AY3-473

Amount and Source of Funding: No Additional Funding Required ($48,203.00 covered under Blanket Appropriation Ordinance 1997-624) 06/29/06	**F&A Budget:**

SPECIFIC EXPLANATION:
The WEST WHITE OAK BAYOU TRAIL EXTENSION HIKE AND BIKE PROJECT (from Pinemont to Victory) provides for a safer route of travel for bicyclists and/or hikers away from the street traffic. Various trails will encourage an alternative method to commute within the City. This transaction involves the acquisition of 13,996 square feet of land located at 5353 DeSoto Street, along West White Oak Bayou for a Hike and Bike Trail easement.

The City desires to acquire 13,996 square feet of land out of improved residential property. The City's offer was based on an appraisal by Henry C. Harrison, Jr., Independent Fee Appraiser. This valuation was reviewed and recommended for approval by a senior staff appraiser of this department. The breakdown is as follows:

Parcel AY3-473: (Easement)
LAND, IMPROVEMENTS AND COST TO CURE $48,203.00
TOTAL COMPENSATION $48,203.00

It is recommended that authority be given through Council Motion to PURCHASE Parcel AY3-473, owned by Oakbrook Gardens, Ltd. a Texas limited partnership, Dinesh Shukla, President. This parcel contains 13,996 square feet of land for a hike and bike trail easement situated in the Ellis Benson Survey, Abstract 110, being out of Unrestricted Reserve D, Block 3, Candlelight Trails recorded in Volume 291, Page 11, Harris County Map Records, Harris County, Texas. Said Reserve "D" being conveyed from Superior Homes, Inc. to Oakbrook Associates, Ltd. by General Warranty Deed recorded under Harris County Clerk's File G691621 of the Official Public Records of Real Property, Harris County, Texas, according to the City of Houston field notes.

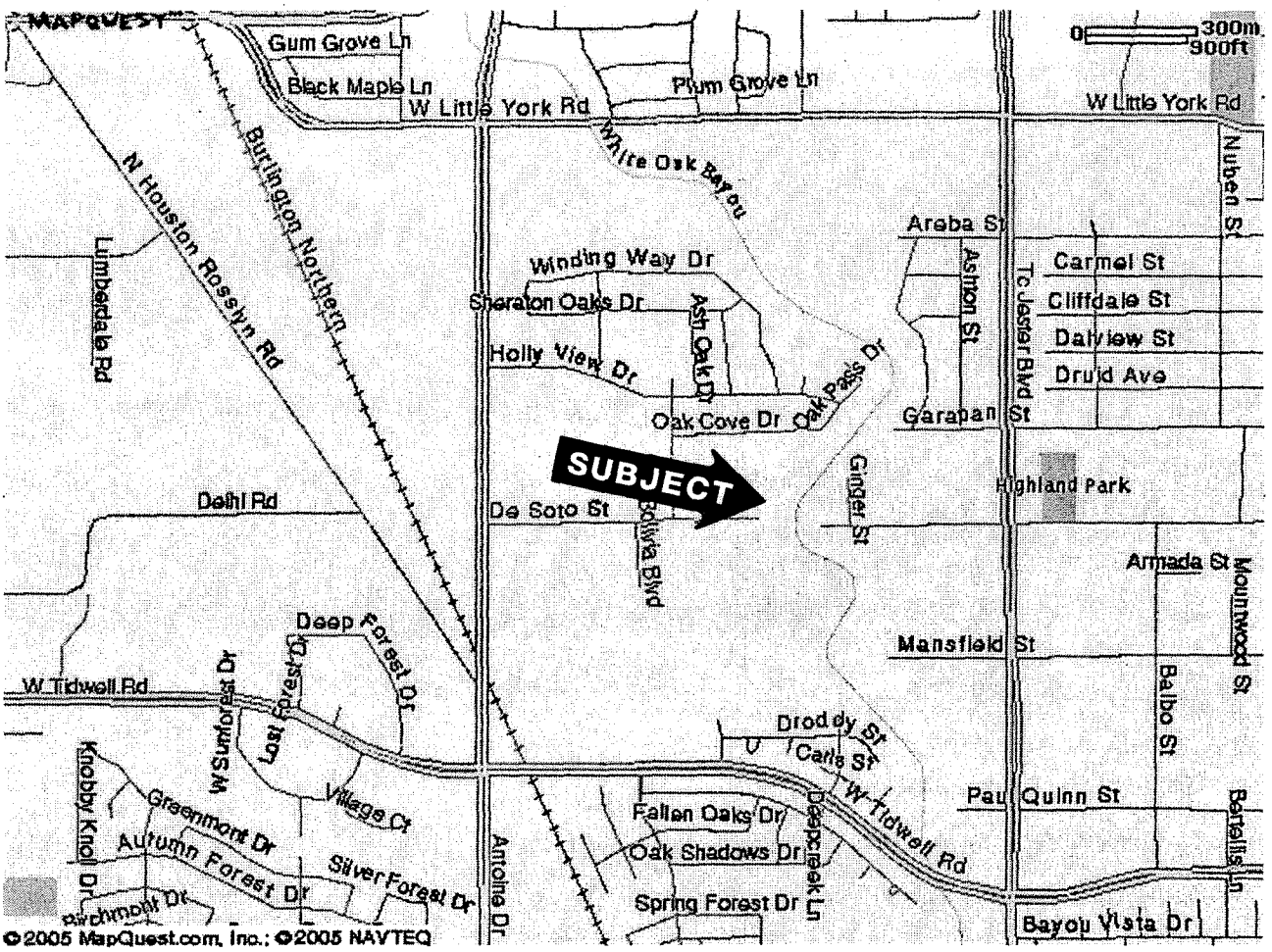
MSM:NPC:eg
S:/GUAJARDO/AY3-473 RCA Purchase
cc: Marty Stein

CUIC #20 ELG01

REQUIRED AUTHORIZATION

F&A Director:	**Other Authorization:**	**Other Authorization:**
		Andrew F. Icken, Deputy Director Planning and Development Services Division

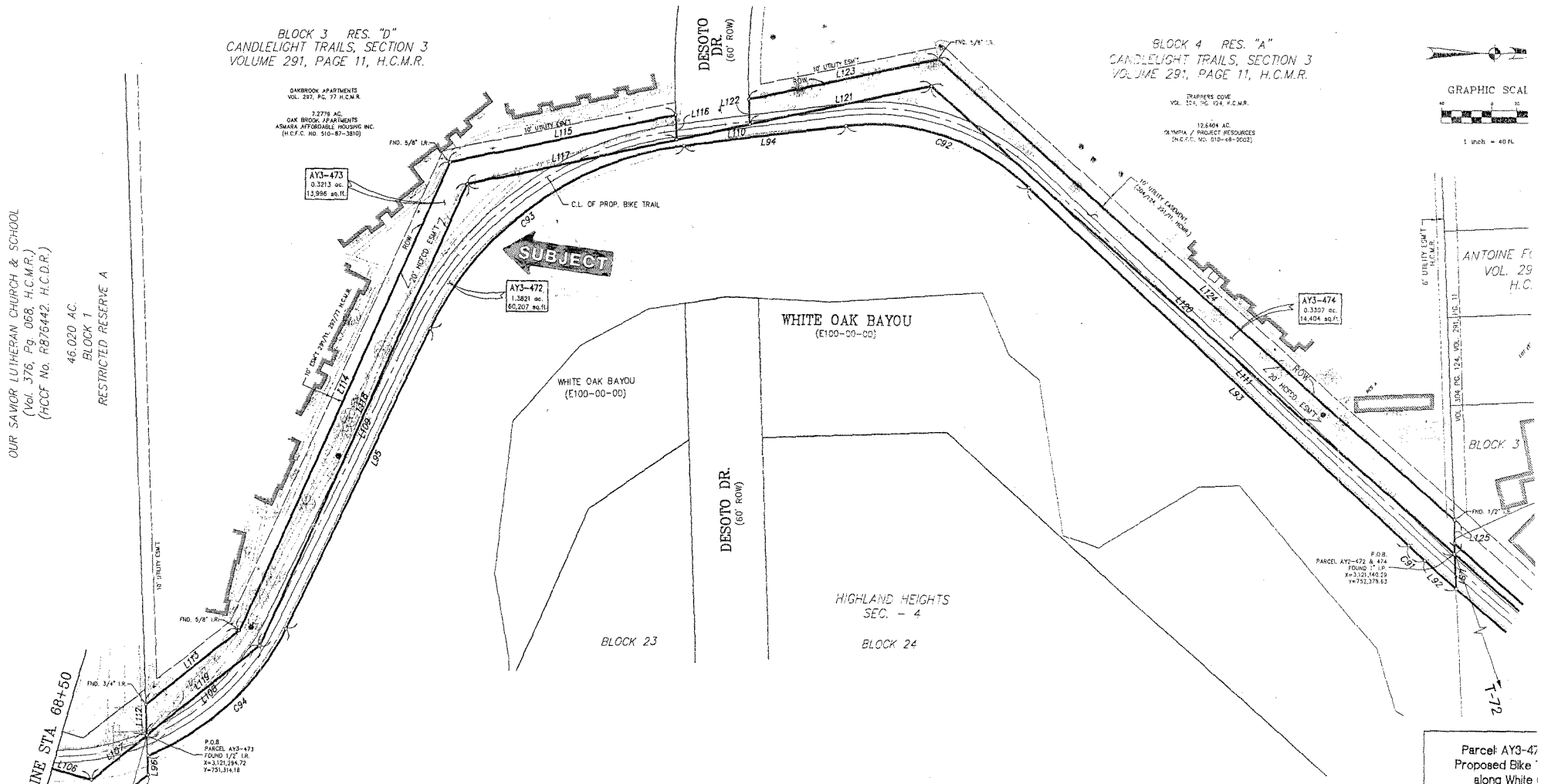
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7530-0100403-00



WEST WHITE OAK BAYOU HIKE AND BIKE TRAIL EXTENSION PROJECT (from Pinemont to Tidwell)

Parcel AY3-473. Located at 5353 Desoto Street, along West White Oak Bayou

C.I.P. N-0420-24-2, Key Map 411-Y



P.O.B. TIE TO CITY OF HOUSTON MONUMENT 5261-0911 X=3,133,110.518 , Y=753,357.42			
PARCEL NO.	LINE NO.	BEARING	DISTANCE
AY3-472 & 474	T-72	N 85°19'31" E	12,010.17'
AY3-473	T-73	N 80°11'21" E	11,691.16'

Curve Data						
Curve No.	Radius	Length	Tangent	Delta	Chord Bearing	Chord Distance
C91	R=713.00'	L=17.14'	T=8.57'	D=01°22'38"	S 42°05'22" W	17.14'
C92	R=187.00'	L=163.57'	T=87.43'	D=50°06'56"	S 17°43'13" W	158.40'
C93	R=267.00'	L=265.73'	T=145.04'	D=57°01'21"	S 35°50'55" E	254.89'
C94	R=208.00'	L=155.66'	T=81.58'	D=42°52'45"	S 42°55'13" E	152.06'

Line Data			
Line No.	Bearing & Distance	Line No.	Bearing & Distance
L91	N 87°01'20" E-27.64'	L112	S 87°45'30" W-24.93'
L92	S 41°24'03" W-33.75'	L113	N 38°54'25" W-96.73'
L93	S 42°46'41" W-422.11'	L114	N 65°55'48" W-413.50'
L94	S 07°20'15" E-133.74'	L115	N 12°41'11" W-189.21'
L95	S 64°21'35" E-267.86'	L116	N 87°46'32" E-20.31'
L96	N 87°45'30" E-14.88'	L117	S 12°41'11" E-175.56'
L97	S 38°35'52" E-51.88'	L118	S 65°55'48" E-408.19'
L98	S 15°47'30" W-189.56'	L119	S 38°54'25" E-116.42'
L105	N 15°47'30" E-170.66'	L120	S 41°12'58" W-567.53'
L107	N 38°31'52" W-57.39'	L121	S 12°41'11" E-152.82'
L108	N 38°54'25" W-116.42'	L122	S 87°46'32" W-20.31'
L109	N 65°55'48" W-408.19'	L123	N 12°41'11" W-159.35'
L110	N 12°41'11" W-389.30'	L124	N 41°12'43" E-559.61'
L111	N 41°12'58" E-567.53'	L125	N 89°17'46" E-26.93'

OWNER INFORMATION				
H.C.F.C. PARCEL NO.'s	OWNER	H.C. CLERK FILE NO.	H.C. FILM CODE OR DEED RECORD	ACREAGE
AY3-472	EMELIE LOCH	-	V. 3408, P. 332	0.382 AC.
AY3-473	OAK BROOK ASSOCIATES, LTD.	0681871	581-80-2156	
AY3-474	VS HOMES CORP.	0656867	476-98-0921	

NOTES:
1. ALL BEARING AND COORDINATES SHOWN ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, SOUTH CENTRAL ZONE (NAD 27). ALL DISTANCES AND COORDINATES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY MULTIPLYING BY A COMBINED ADJUSTMENT FACTOR OF 0.9998042.
2. ALL BEARINGS ARE GRID BEARINGS BASED ON CITY OF HOUSTON SURVEY MARKER 5261-0911.
3. ALL SET 5/8-INCH IRON ROD WITH CAP TO BE YELLOW PLASTIC CAP STAMPED "KUO & ASSOC." 4919.
4. A METES AND BOUNDS FIELD NOTE DESCRIPTION HAS BEEN PREPARED IN

I hereby certify that this survey was made on the ground, and this plat (map or drawing) correctly represents the facts found at the time of survey and all property corners are either found, set or properly referenced and this professional service conforms to the current Texas Surveyors Association Standards and Specifications for a category 1A, condition II survey.

Date : 12-18-02

Daniel W. Goodale
DANIEL W. GOODALE
Registered Professional Land Surveyor
State of Texas, No. 4919

STATE OF TEXAS
REGISTERED
DANIEL W. GOODALE
4919
LAND SURVEYOR

Parcel AY3-47
Proposed Bike
along White
(H.C.F.C.D. UNIT

Kuo & Associ
Consulting Engineers
10700 Richmond Ave., Suite
Ph. (713) 975-8769

DATE:

ASSISTANT DIRECTOR

KEY MAP NO. 451 C,D&H
411 F&E
412 U,W,X&Y

PARCEL NO. AY3-472

TO AY3-474

FILE & SCALE: S:\...\02023\SHEETS_YS-PARCEL-16.DWG-1:40

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary **RCA# 6942**

Subject: Formal Bids Received for Ammunition, Accessories and Supplies for Various Departments SC-R-1300-060-20979	Category # 4	Page 1 of 2	Agenda Item 5

FROM (Department or other point of origin):	**Origination Date**	**Agenda Date**
Calvin D. Wells City Purchasing Agent Finance and Administration Department	July 05, 2006	JUL 1 2 2006
DIRECTOR'S SIGNATURE	**Council District(s) affected**	
	All	
For additional information contact:	**Date and Identification of prior authorizing Council Action:**	
Larry Yium **Phone:** (713) 308-1778 Desiree Heath **Phone:** (713) 247-1722		

RECOMMENDATION: (Summary)

Approve various awards, as shown below, in an amount not to exceed $512,265.30 for ammunition, accessories and supplies for various departments.

Estimated Spending Authority: $512,265.30	**F & A Budget**

$486,230.15 General Fund (1000)
$ 26,035.15 Asset Forfeiture Fund - Treasury (2202)
$512,265.30

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve various awards, as shown below, in an amount not to exceed $512,265.30, for ammunition, accessories and supplies for various departments, and that authorization be given to issue purchase orders, as needed, for a 36-month period, with two one-year options to extend, for a total 60-month term. The City Purchasing Agent may terminate these contracts at any time upon 30-days written notice to the contractor. These awards consist of various miscellaneous ammunition, distraction devices, cartridges, smoke grenades, and target silhouettes to be used by the Fire Department for its investigators in the field, and by the Police Department for its Training, SWAT, and Narcotic Divisions. The Police Department will also use these munitions as tactical weapons for field officers, and for qualifying and training cadets.

This bid was advertised in accordance with the requirements of the State of Texas bid laws, and four bids were received as detailed below:

GT Distributors, Inc.: Award on its sole bid for Line Item Nos. 22, 23, and 28 (.308 and 40 caliber 165- and 168- grain ammunition), and award on its low bid for Line Item Nos. 1 through 5, 7, 8, 10, 11, 15, 19, 25, 26, 27, 29, 30, and 33 through 37 (9mm, 10mm, 12 gauge, .223 caliber, 40 and 45 automatic, and 40 caliber hollow point ammunition), and award on its low bid meeting specifications for Line Item No. 14 (Remington .223 caliber boat-tail ammunition) in an amount not to exceed $364,499.76.

	Company	Total Amount
1.	**GT Distributors, Inc.**	**$364,499.76**
2.	Precision Delta Corp.	$435,877.50
3.	Bailey's House of Guns, Inc.	$437,180.41

Bailey's House of Guns, Inc.: Award on its sole bid for Line Item Nos. 6, and 46 through 49 (10mm TMJ ammunition, corrugated target backers, training and silhouette targets, and repair center targets), and award

REQUIRED AUTHORIZATION (3) NDT

F&A Director:	Other Authorization:	Other Authorization:

on its low bid for Line Item Nos. 12, 13, 20, and 31 (.223 caliber soft point, .380 caliber TMJ, and 41 magnum ammunition), in an amount not to exceed $85,308.39.

	Company	Total Amount	
1.	GT Distributors, Inc.	$ 8,591.81	(Partial Bid/Higher Unit Price)
2.	Precision Delta Corp.	$ 24,941.50	(Partial Bid/Higher Unit Price)
3.	**Bailey's House of Guns, Inc.**	**$ 85,308.39**	

C & G Police Supply, d/b/a C & G Wholesale: Award on its low bid for Line Item Nos. 39 through 45, 51, and 52 (smoke grenades, variety of tear gas grenades, distraction devices, and impact sponge training kits), in an amount not to exceed $62,457.15.

	Company	Total Amount	
1.	Precision Delta Corp.	$ 16,037.25	(Partial Bid/Higher Unit Price)
2.	**C & G Police Supply, d/b/a C & G Wholesale**	**$ 62,457.15**	
3.	GT Distributors, Inc.	$ 72,135.55	

Purchase Orders will be issued for Item Nos. 9, 16, 21, 32, and 38 on an as-needed basis over a 60-month period, as the award amounts for these items are less than $25,000.00 each.

Line Item Nos. 17, 18, 24, 50, and 53 are not being awarded.

Buyer: Greg Hubbard

Attachment: M/WBE zero-percentage goal document approved by the Affirmative Action Division

Estimated Spending Authority:

DEPARTMENT	FY 2007	OUT YEARS	TOTAL
POLICE	$101,899.23	$407,596.92	$509,496.15
FIRE	$ 845.66	$ 1,923.49	$ 2,769.15
GRAND TOTAL	$102,744.89	$409,520.41	$512,265.30

CITY OF HOUSTON — Interoffice Correspondence

Finance & Administration Department
Strategic Purchasing Division (SPD)

To: Kevin M. Coleman, C.P.M.
Assistant Purchasing Agent

COPY

From: Greg Hubbard

Date: March 7, 2006

Subject: MWBE Participation Form (a)

I am requesting a **waiver** of the MWBE Goal: Yes ☒ No ☐ Type of Solicitation: Bid ☒ Proposal ☐

I am **requesting** a MWBE goal below 11% (To be completed by SPD, and prior to advertisement): Yes ☐ No ☒

I am requesting a **revision** of the MWBE Goal: Yes ☐ No ☒ Original Goal: 0% New Goal: 0%

If requesting a revision, how many solicitations were received: 0

Solicitation Number: SC-R-1300-060-20979-RA Est. Dollar Amount: $2,143,875.86

Anticipated Advertisement Date: 3/31/2006 Solicitation Due Date: 4/20/2006

Goal On Last Contract: 0% Was Goal met: Yes ☒ No ☐

If goal was not met, what did the vendor achieve: N/A

Name and Intent of this Solicitation: Line is expandable

Ammunition, Accessories & Supplies. This contract covers miscellaneous ammunition, non-lethal weapons, various cartridges, smoke grenades, and target silhouettes that will be used by the Fire Department for its field investigators, and by the Police Department for its Training, SWAT, and Narcotic Divisions. The Police Department will also use these munitions for qualifying cadets and officers.

Rationale for requesting a Waiver or Revision (Zero percent goal or revision after advertisement): Line is expandable
(To be completed by SPD)

The previous contracts S10602, S12101, and S13553 received zero-percent approval sign-offs due to MWBE firms not being able to manufacture ammunition, or not being federally-licensed to transport ammunition. All materials referencing this contract S20979-RA will be shipped directly from the manufacturer to the City of Houston. (See attached MWBE zero-percentage goal document approved by the Affirmative Action Division.)

Concurrence:

SPD Initiator

Division Manager

Velma Laws, Director
*Affirmative Action

Kevin M. Coleman, C.P.M.
Assistant Purchasing Agent

REVISED: 3/6/2006

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary **RCA# 6960**

Subject: Amend Council Motion 2003-1394, passed November 19, 2003, for the Auto GM Car/Truck, OEM Replacement Parts and Repair Contract for Various Departments SC-R-2500-038-20052-A1	Category # 4	Page 1 of 1	Agenda Item 6

FROM (Department or other point of origin): Calvin D. Wells, City Purchasing Agent, Finance and Administration Department	**Origination Date** June 22, 2006	**Agenda Date** JUL 12 2006
DIRECTOR'S SIGNATURE Calvin D Wells	**Council District(s) affected** All	
For additional information contact: Gary Norman **Phone:** (713) 837-7425; Desiree Heath **Phone:** (713) 247-1722	**Date and Identification of prior authorizing Council Action:** Council Motion 2003-1394, passed 11/19/03	

RECOMMENDATION: (Summary)

Amend Council Motion 2003-1394, passed November 19, 2003, to extend the expiration date of the auto GM car/truck, OEM replacement parts and repair contract for various departments from November 19, 2006 to November 18, 2008.

Amount of Funding: NO ADDITIONAL SPENDING AUTHORITY REQUIRED	**F & A Budget**

SOURCE OF FUNDING: **[] General Fund** **[] Grant Fund** **[] Enterprise Fund**

[] Other (Specify)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council amend Council Motion 2003-1394, passed November 19, 2003, to extend the term of the auto GM car/truck, OEM replacement parts and repair contract awarded to Davis Chevrolet, Inc., from November 19, 2006 to November 18, 2008, with no additional spending authority required. **A recent market survey of the most high-use items for GM car/truck, OEM replacement parts revealed that the present contract prices for these items are approximately 79% lower than the current market price.**

This contract began November 19, 2003, for a 36-month term in an amount not to exceed $2,664,741.26. Expenditures as of June 16, 2006 totaled $1,021,635.81. All other terms and conditions remain as originally approved by Council. The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the contractor.

This award consisted of various types and models of GM automotive parts which are used by the Fire, Solid Waste Management, Police, Public Works & Engineering and Parks & Recreation Departments to repair various models of GM vehicles. This award also included a $688,128.44 labor component for repair work that cannot be performed by City maintenance personnel.

This contract was awarded with an 11% goal for M/WBE participation, and Davis Chevrolet, Inc. is currently exceeding the goal.

Buyer: Carmen S. Martinez

Attachments: 1) Council Motion 2003-1394
2) M/WBE verification document approved by the Affirmative Action Division

REQUIRED AUTHORIZATION NDT

F&A Director:	Other Authorization:	Other Authorization:

MOTION NO. 2003 1394

MOTION by Council Member Vasquez that the recommendation of the Finance and Administration Department, on Internet-based reverse auction bids received for Auto GM Car/Truck, OEM Replacement Parts and Repair Contract for Various Departments, SC-R-2500-038-20052-RA, be adopted, and authority is hereby given to issue purchase order for a 36-month a period to Davis Chevrolet, Inc., Inc., (Bid #6) on their low bid meeting specifications of $2,747,155.94, minus a 3% commission fee, for a net award amount not to exceed $2,664,741.26, and authority is also given to issue purchase order for the 3% commission fee in the amount of $82,414.68 to Texas Procurement Center, LLC, an existing City contractor for providing the platform for Internet-based reverse auction services; the City Council further declares Beck and Masten Pontiac-GMC, Inc., non-responsible for failure to enter into a contract with the City for the price bid and the City Secretary is hereby directed not to accept bids from Beck and Masten Pontiac-GMC, Inc., for a period of one year.

Seconded by Council Member Sekula-Gibbs and carried.

Mayor Brown, Council Members Galloway, Goldberg, Edwards, Wiseman, Ellis, Keller, Vasquez, Alvarado, Parker, Quan, Sekula-Gibbs and Berry voting aye
Nays none
Council Members Tatro and Robinson absent

PASSED AND ADOPTED this 19th day of November, 2003.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is November 25, 2003.

City Secretary

Diversity Audit: Audit Summary for Total Contract

HELP

Contract Main | View Contract | Subcontractors | Audit List | Audit Summary | Contract Certificates | Contract Close |

Contract Information

Contract Title	#SC-R-2500-038-20052-RA AUTO, GM CAR/TRUCK, OEM R/P
Contract Number	BP025273
B2Gnow Transaction Number	00050555-001

Top

Prime Contractor Information

Business Name	Davis Chevrolet Inc
Vendor Number	20006943
Contact Person	Steve Salamone
Phone	713-794-2500
Fax	713-794-2587
Email	ssalamone@davischevrolet.com

Top

Audit Summary

	Contracted	Actual
Prime Payments	$2,747,155.94	$839,339.71 (Payment History)
MWDBE Payments	$302,187.15	$124,006.16
MWDBE Percent	11.00%	14.77% (3.77% above goal)
Prime % Payment of Contract	30.6%	
Subcontractor % Payment of Contract	41.0%	

Top

View First Audit - June 2004 | View Last Audit - May 2006

Audit Subcontractor Details For Entire Contract

Subcontractor	Certs	Inc. in MWDBE Goal	Contracted Percent	Actual Percent	Actual Payments
Dave's Wrecker Service, Inc. Joe Arevalo P 713-673-6241, F 713-672-6526	MBE	Yes	8.00%	1.96%	$16,500.00
General Truck Body Manufacturing, Inc. Barbara Paull P 713-692-5177, F 713-692-0700 bpaull@generalbody.com	WBE	Yes	3.00%	9.13%	$76,691.16
Kevon Towing Services Kevin Johnson P 832-347-1021		Yes	0.00%	3.67%	$30,815.00

Top

Click subcontractor name to view payment history for this contract. Click contact person's name to send them a message.

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TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION**

SUBJECT: Ordinance designating the 2300 Block of Swift Boulevard, north and south sides, between Morningside Drive and Greenbriar Drive as a Special Minimum Lot Size Area	**Category #**	**Page 1 of 1**	**Agenda Item #** 7

FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department	**Origination Date** 6/20/2006	**Agenda Date** JUL 12 2006
DIRECTOR'S SIGNATURE: Marlene L. Gafrick	**Council District affected:** C	
For additional information contact: Mina Gerall **Phone:713.837.7858**	**Date and identification of prior authorizing Council action:N/A**	

RECOMMENDATION: (Summary) Approval of an ordinance designating the 2300 Block of Swift Boulevard, north and south sides, between Morningside Drive and Greenbriar Drive as a Special Minimum Lot Size Area, pursuant to Chapter 42 of the Code of Ordinances.

Amount and Source of Funding:	**F & A Budget:**

SPECIFIC EXPLANATION: In accordance with Section 42-213 of the Code of Ordinances, the property owner of Lot 17, Block 8, of the Windermere Subdivision initiated an application for the designation of a special lot size area. The application includes written evidence of support from 12 of the 18 property owners (67%). Notification was mailed to the 18 property owners indicating that the special lot size area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within fifteen days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

It is recommended that the City Council adopt an ordinance establishing a Prevailing Lot Size of 8,400 sf.

MLG:ga

Attachments: Planning Director's Approval, Prevailing Lot Size Application, Evidence of Support, Map of the area

xc: Marty Stein, Agenda Director
Anna Russell, City Secretary
Arturo G. Michel, City Attorney
Deborah McAbee, Land Use Division, Legal Department

REQUIRED AUTHORIZATION

F & A Director:	**Other Authorization:**	**Other Authorization:**

F&A 011.A REV. 3/94
7530-0100403-00

Special Minimum Lot Size Requirement Area No. 170
Planning Director's Approval

Planning Director Evaluation:

Satisfies	Does Not Satisfy	Criteria
X		*PLS area include all property within the block faces;* **The application is for the 2300 block of Swift Boulevard, north and south sides.**
X		*At least 60% of the lots are developed with or are restricted to not more than 2 single-family residential (SFR) units per lot;* **100% of the lots are developed with not more than two SF residential units per lot. 18 of the 18 lots contained within the proposed Special Minimum Lot Size Requirement Area are developed with not more than two single family residential units.**
X		*Demonstrated sufficient evidence of support;* **Petition signed by 67% of the property owners.**
X		*Establishment of the MLS area will further the goal of preserving the prevailing lot size character of the area; and,* **A (8,400 sf) prevailing lot size character exists.**
X		*Finding that the area has a prevailing lot size. 75% or more of the lots (exclusive of corner lots) have a lot size that does not vary by more than 10 % from the average size of the lots within the MLSA.* **The MLS area contains 18 lots –4 are corner lots, 14 of the 14 lots are within 10% of the average lot size (100%). The average lot size is 8,400 sf.**

The Special Minimum Lot Size Requirement Area meets the criteria.

Marlene L. Gafrick, Director — Date: 6/20/06

HOUSTON PLANNING COMMISSION

CITY OF HOUSTON

PLANNING & DEVELOPMENT DEPARTMENT

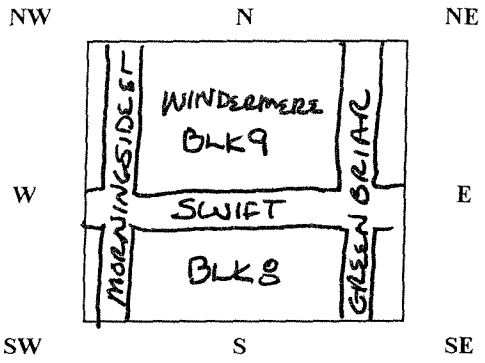
PREVAILING LOT SIZE APPLICATION

☑ To expedite this application, please complete entire application form.

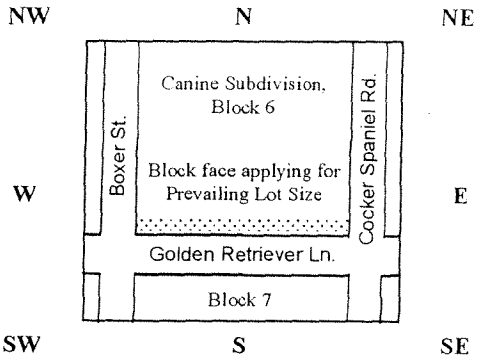
Staff will complete shaded items.

JAN 27 [illegible]

LOCATION



LOCATION EXAMPLE



1. BOUNDARY:

Block no.:	9 & 8
Lot nos.:	BLK 9, LTS 1-9, BLK 8 LTS 13-21
Subdivision name:	WINDERMERE
Street name & side:	NORTH & SOUTH SWIFT
Lot(s) Address:	2300 SWIFT
Odd/Even Addresses:	ODD AND EVEN ADDRESSES

BOUNDARY EXAMPLE:

Block 6
Lots 1-5
Canine Subdivision
North side of Golden Retriever Ln.
800 Address Block Golden Retriever Ln.
Odd Addresses

2. PROJECT INFO.:

File no.:	170	Census Tract:		School Dist.:	
Lambert:	4255	Zip Code:		City Council Dist.:	C
Key Map:	532G			Co. Comm. Prct.:	
SN:	20				
TIRZ:					

3. CONTACTS:

Applicant:	SARAH CARESS				
Address:	2319 SWIFT	Phone:	713-667-3760	Fax:	
City:	Houston	State:	TX	Zip:	77030
Other:	DAVID MORRIS				
Address:	2514 WATTS	Phone:	713-812-2615	Fax:	713-680-2614
City:	HOUSTON	State:	TX	Zip:	77030-1832

4. SUBMITTAL REQUIREMENTS	PVL BL
Completed application form	☑
Map or sketch showing the address and land use of all lots within boundary	☑
Data showing the actual size of each lot	☑
Signed petition	☑
Evidence of support from the property owners within the boundary	☑

PETITION

(Date) June 24 2005

I, Sarah Caress, owner of property within the proposed boundaries of the special minimum lot size requirement area, specifically, Block (8), Lot (17), of (Windermere), do hereby submit this petition as prescribed by the Code of Ordinances, City of Houston, Sec. 42-213. With this petition and other required information, I request to preserve the character of the existing lot sizes for Block (9 & 8), Lot ((9) Lots 1 thru 9 (8) Lots 13 thru 21), in (Windermere), through the application of and creation of a special minimum lot size requirement area.

Sarah Caress
(Signature of petitioner)

Sarah Caress
(Printed name of petitioner)

2319 Sun St
(Address)

Houston, TX 77030

TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION**

SUBJECT: Hangar Lease Agreement – ABCO Leasing, LLC – William P. Hobby Airport (HOU)	**Category #**	**Page 1 of 2**	**Agenda Item #** 8

FROM (Department or other point of origin): Houston Airport System	**Origination Date** June 22, 2006	**Agenda Date** JUL 12 2006
DIRECTOR'S SIGNATURE:	**Council District affected:** I	
For additional information contact: James D. Murff **Phone:** 281/233-1820 Lucy S. Ortiz	**Date and identification of prior authorizing Council action:** N/A	
AMOUNT & SOURCE OF FUNDING: REVENUE: $95,030.64 per year/ $7,919.22 per month	**Prior appropriations:** N/A	

RECOMMENDATION: (Summary)

Enact an ordinance approving and authorizing a lease agreement between the City of Houston and ABCO Leasing, LLC for certain premises at William P. Hobby Airport (HOU).

SPECIFIC EXPLANATION:

In accordance with departmental leasing practices, ABCO Leasing, LLC ("Lessee") and the department are requesting to enter into a new hangar lease at William P. Hobby Airport (HOU).

The pertinent terms and conditions of the agreement are as follows:

1. Leased Premises: Approximately 121,032 square feet (approximately 2.779 acres) of land and improvements which includes approximately 25,571.60 square feet in a hangar located at 8410 Larson Street.

2. Term: The term ends three years from the date of countersignature, unless otherwise terminated in accordance with the terms of the agreement.

3. Option: Two 1-year option periods exercised by giving the Director prior written notice; provided however, prior to the end of the term Lessee installs $75,000.00 of Director approved

REQUIRED AUTHORIZATION

F&A Budget:	**Other Authorization:**	**Other Authorization:**

improvements on/to the Leased Premises for each option period exercised or pays the City the difference as additional rent.

4. Use: Operation of charter aircraft service consistent with Federal Aviation Regulation Part 135 for the purpose of chartering aircraft to individuals and corporations and the operation of aircraft under Federal Aviation Regulation Part 91 on behalf of, or by, the owners or lessees of aircraft under a hangar agreement with Lessee. On an annual basis not less than seventy-five percent (75%) of Lessee's total aircraft operations shall be operations conducted on behalf of its charter aircraft service.

5. Rental: Based on appraisals the rent is $95,030.64 annually ($7,919.22 monthly). If exercised, the option period rental is at the same rate.

6. Performance Security: Lessee is required to furnish the Director performance security in the total amount of $47,515.32 which represents six month's rent.

7. Maintenance and Utilities: Lessee shall assume the entire responsibility, cost and expense for all repairs and maintenance of the Leased Premises and shall be responsible for all utilities furnished to the Leased Premises.

8. Indemnification and Insurance: Lessee shall indemnify and hold the City harmless and shall provide the required insurance in the limits as stated in the agreement.

9. Environmental Matters and Airport Rules: Lessee shall comply with all federal, state and local environmental laws and all airport policies and procedures.

10. Other: Lessee agrees to comply with all rules and regulations adopted by the airport and/or the FAA, and/or the TSA, and to comply with all federal, state and local statutes, ordinances, regulations and policies.

RMV:lso
Attachments
cc: Ms. Marty Stein
Mr. Anthony W. Hall, Jr.
Mr. Arturo Michel
Ms. Kathy Elek
Ms. Sara S. Culbreth
Mr. Richard Fernandez
Ms. Mary Case
Mr. James D. Murff
Ms. Rachel Suarez

TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION**

SUBJECT: Lease Amendment No. 1 – TrammellCrow Company IAH International Air CargoCentre II, L.P. – George Bush Intercontinental Airport/Houston (IAH)	**Category #**	**Page 1 of 2**	**Agenda Item #** 9

FROM (Department or other point of origin): Houston Airport System	**Origination Date** June 23, 2006	**Agenda Date** JUL 12 2006
DIRECTOR'S SIGNATURE:	**Council District affected:** "B"	
For additional information contact: James D. Murff **Phone:** 281/233-1820 Janet L. Schafer	**Date and identification of prior authorizing Council action:** 4/27/2005 – Ord. No. 2005-0437	
AMOUNT & SOURCE OF FUNDING: N/A	**Prior appropriations:** N/A	

RECOMMENDATION: (Summary)

Enact an ordinance approving and authorizing Amendment No. 1 to Lease Agreement between the City of Houston and TrammellCrow Company IAH International Air CargoCentre II, L.P., for certain premises at George Bush Intercontinental Airport/Houston (IAH).

SPECIFIC EXPLANATION:

TrammellCrow Company IAH International Air CargoCentre II, L.P. ("Lessee") entered into a lease approved by City Council on April 27, 2005, for space at IAH to be used for perishable cargo operations. Lessee is requesting to enter into an amendment to increase its infrastructure improvement obligations in exchange for a reduction in rental payments during Lease Years 1-4. Additionally, the City needs for Lessee's intended building to be pushed back farther to the north, necessitating the addition of square footage to be added across an access road adjacent to the original leased premises for Lessee's parking area.

The pertinent terms and conditions of the amendment are as follows:

1. Leased Premises: The primary tract is approximately 133,537 square feet and the auxiliary tract north of the access road is approximately 36,467 square feet. The North option tract is adjusted accordingly to be approximately 12.5986 acres.

2. Term: The expiration of the lease does not change.

REQUIRED AUTHORIZATION		
F&A Budget:	**Other Authorization:**	**Other Authorization:**

3. Rental: In exchange for Lessee undertaking $200,000 of additional infrastructure improvement expenditures, it shall pay a reduced rental rate of $11,640.45 per year ($970.04 per month) in Lease Years 1-4 which commence after conclusion of the construction phase.

RMV:jls

Attachments

cc: Ms. Marty Stein
Mr. Anthony W. Hall, Jr.
Mr. Arturo Michel
Ms. Kathy Elek
Ms. Sara S. Culbreth
Mr. Richard Fernandez
Mr. Tom Bartlett
Mr. James D. Murff
Ms. Rachel Suarez

TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION**

SUBJECT: Approve a contract for professional services with the Greater Houston Partnership.	**Category #**	**Page 1 of 1**	**AGENDA ITEM #** 10

FROM (DEPARTMENT OR OTHER POINT OF ORIGIN): Mayor's Office	**ORIGINATION DATE** June 28,2006	**AGENDA DATE** JUL 12 2006
DIRECTOR'S SIGNATURE: Anthony Hall	**COUNCIL DISTRICT AFFECTED:** All	
FOR ADDITIONAL INFORMATION CONTACT: Saba Abashawl 281/233-1829 Steve Lewis 713/853-8888	**DATE AND IDENTIFICATION OF PRIOR AUTHORIZING COUNCIL ACTION:** 05-1372, 05-0246, 02-1103, 00-1029, 98-733, 97-1382, 96,838, 95-767	

RECOMMENDATION: (SUMMARY):
Approve an ordinance authorizing a contract for professional services with the Greater Houston Partnership.

AMOUNT AND F&A BUDGET: $762,200.00
SOURCE OF FUNDING $381,100 Houston Airport System (HAS) Revenue Fund (8001)
$381,100 C&E Facility Revenue Fund (8601)

SPECIFIC EXPLANATIONS:
The Greater Houston Partnership (GHP) is supported by funding from the City of Houston, Harris County and many of the city's private corporations. GHP has worked since 1991 to promote Houston as the location of choice for conducting business, with a focus on increasing Houston's economic prosperity. GHP's Economic Development Division, that includes its World Trade group, works to solicit site consultants and corporations to look to Houston for both expansions and relocations, to increase investment efforts and job creation in Houston and to provide various professional services to further augment the City's economic development efforts. The collateral impact of these GHP activities, plus the direct effect of publicizing and promoting Houston in GHP publications, web sites and other communications media, will promote and encourage tourism for the Houston area and is expected to enhance the City's ability to market its convention facilities.

The contract requires GHP to identify new business opportunities, secure economic incentives and increase outreach and recruitment activities to the region's targeted key industries to strengthen Houston as a competitive place to do business. The Partnership will develop and implement a marketing/business development plan as well as a public policy plan to sustain a regional infrastructure that will support business development activities by March 1, 2007.

Additionally, the Partnership will make its research capabilities available on a systematic basis to the Convention and Entertainment Facilities Department, Houston Airport System and the Greater Houston Convention and Visitors Bureau to facilitate the creation of professionally done, sophisticated marketing reports that include economic and demographic data, which will be used for air service development efforts and as sales and marketing tools to sell the benefits and capabilities of the City to various convention, corporate meeting and sports related groups that represent potential clients for the George R. Brown Convention Center.

GHP will actively participate and coordinate activities with the Houston Minority Business Council as part of a joint effort to promote minority businesses in the Houston area. This effort will continue to support the employment of minority firms that provide professional and other services. The Partnership efforts in this regard will include the deliverables agreed upon by the Partnership and the Houston Minority Business Council.

As part of the scope of services included in this contract, GHP will organize and conduct a comprehensive program designed to stimulate international infrastructure and trade development including; air route and air cargo development, commercial services support for international institutions in Houston, international business development, international publicity, promotional events supporting air carriers and travel, and outbound trade missions to regions determined by HAS.

Pursuant to the contract, GHP will continue to provide the City with quarterly reports and will have a contract goal for M/WBE at 15%. Approval of the contract is recommended.

REQUIRED AUTHORIZATION

F&A DIRECTOR:	**OTHER AUTHORIZATION:** Richard Vacar, Director Aviation Department	**OTHER AUTHORIZATION:** Dawn Ullrich, Director Convention & Entertainment Facilities Department

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: An ordinance approving a contract with C.H. Wilkinson Physician Network, d/b/a Christus Medical Group for health care services	Category # 9	Page 1 of 2	Agenda Item # 11

FROM (Department or other point of origin): Stephen L. Williams, M.Ed., M.P.A. Director-Houston Department of Health and Human Services	Origination Date 06/30/06	Agenda Date JUL 12 2006
DIRECTOR'S SIGNATURE: Stephen L. Williams	Council District affected: ALL	
For additional information contact: Kathy Barton Telephone: 713-794-9998 or 713-826-5801	Date and identification of prior authorizing Council action:	

RECOMMENDATION: (Summary)
Approval of an ordinance authorizing a contract with C.H. Wilkinson Physician Network, d/b/a Christus Medical Group for health care services.

Amount of Funding:	F&A Budget:
Total Contract Amount : $4,050,000.00 (4½ years) Initial Funding : $450,000.00 (FY07/1000)	

SOURCE OF FUNDING: [X] General Fund [] Grant Fund [] Enterprise Fund [] Other (Specify)

SPECIFIC EXPLANATION:

The Houston Department of Health and Human Services (HDHHS) requests City Council approval of an ordinance authorizing a contract with C.H. Wilkinson Physician Network, d/b/a Christus Medical Group for health care services. The contract term is from date of execution through December 31, 2006 with four (4) successive one-year renewal terms where $900,000.00 will be allocated for each annual term. The total contract value is $4,050,000.00 with an initial allocation of $450,000.00.

The contractor will provide health care services in the southwest area of the City. Services to be provided include 1) immunization; 2) prenatal and well child care and 3) TB skin tests and readings. The City provides the following vaccines and skin tests for use by the contractor including: haemophilus influenza type b (HIb) ; inactivated polio vaccine (IPV); universal hepatitis B; diphteria tetanus (DT-Pedi); tetanus and diptheria toxoids (Td-Adult); diphteria, tetanus, acellular pertussis (DTap); measles, mumps/reubella (MMR); influenza (Flu); varicella (chicken pox) and PPD (TB skin test) solution.

The Contractor has provided services under contract with the City since 1991.The strengths of the Contractor include:

- Ability to handle large volume of clients in their facility where primary care services are also provided.
- Many years of experience with serving low income clients; provides quality service with excellent follow-up on required laboratory test results
- Establishing strong relationships with advocacy groups within the Southwest community;
- Making annual contribution of approximately $1,000,000 towards cost of providing services.
- Meeting the needs and expectations of the Houston Department of Health and Human Services

Listed below is a table that illustrates the number of clinic visits by Christus Medical Group on the last five fiscal years.

REQUIRED AUTHORIZATION NDT

F&A Director	Other Authorization:	Other Authorization:

F&A 011.A REV. 12/94
7530-0100403-00

Total Number of Clinic Visits by Christus Medical Group

Type of Visits	*Number of Visits FY02*	*Number of Visits FY03*	*Number of Visits FY04*	*Number of Visits FY05*	*Number of Visits FY06*
Well Child	*4,473*	*3,697*	*3,454*	*9,219*	*7,032*
Maternity	*11,897*	*11,495*	*12,827*	*16,220*	*14,954*
Immunizations	*17,119*	*15,807*	*12,421*	*21,248*	*10,409*
TB Screening	*4,591*	*4,904*	*2,265*	*946*	*1,915*
New Born Screening	*1,102*	*1,319*	*640*	*1,234*	*1,873*
Totals	*39,182*	*37,222*	*31,607*	*48,867*	*36,183*

cc: Finance & Administration
Legal Department
Agenda Director

TO: **Mayor via City Secretary REQUEST FOR COUNCIL ACTION** HCD06-61

SUBJECT: An Ordinance authorizing a Contract between the City of Houston and Multicultural Education and Counseling through the Arts, 1900 Kane St., Houston, Texas 77007.	**Category #**	**Page 1 of 2**	**Agenda Item #** 12

FROM (Department or other point of origin): Milton Wilson, Jr., Director Housing and Community Development	**Origination Date** 6/27/2006	**Agenda Date** JUL 12 2006
DIRECTOR'S SIGNATURE: MS Milton Wilson Jr	**Council District affected:** Councilmember - Adrian Garcia "H"	
For additional information contact: Eliezer Arce, Jr. **Phone:** 713-868-8456	**Date and identification of prior authorizing Council action:** N/A	

RECOMMENDATION: (Summary)
City Council Ordinance authorizing a Contract between the City of Houston and MECA to provide for partial funding of renovation work at the facility at 1900 Kane St., Houston, Texas.

Amount of Funding: **$500,000**	**F&A Budget:**

SOURCE OF FUNDING **[] General Fund** **[X] Grant Fund** **[] Enterprise Fund**

$500,000 Grant Fund (5000) (Community Development Block Grant)

SPECIFIC EXPLANATION:

The Housing and Community Development Department requests approval of a Contract between the City of Houston and the Multicultural Education and Counseling through the Arts for renovation work to be performed on the facility located at 1900 Kane St., Houston, TX 77007.

The building to be renovated is a three-story facility dating back to 1912 and is listed in the National Register of Historic Places. Its functional spaces include classrooms, meeting rooms, activity rooms, and an auditorium.

Work to be done at the facility includes rehabilitation of the exterior enclosure systems including roof repair, historic wood window repair/replacement, new exterior doors, masonry repairs and painting. An all new mechanical system, new electrical and plumbing systems to the extent required by the new mechanical system and life safety/occupancy requirements; selected interior improvements that may include the installation of an elevator shaft for a future elevator, and structural work including floor framing and partitions for a central auditorium. The cost of the work is projected to be in excess of $1,642,000.

This project is part of a multi-phased renovation plan that will include future phases that will cost approximately $4,500,000.00

NDT

Date	Subject:	Originator's Initials	Page 2 of 2
6/27/2006	MECA Renovation of 1900 Kane	EA	

MECA is a community based non-profit organization whose mission is to promote the social, cultural and academic development of at-risk inner-city youth through education in the arts. Over 1,500 students attend MECA and more than 3,000 students participate in workshops and projects. MECA has served Houston's First Ward, Sixth Ward, Near Northside and Heights neighborhoods since 1977. It provides a variety of arts education opportunities, community performances and various cultural celebrations. MECA's 27 year presence has given families and youth a positive sense of themselves, their community and their culture.

This project will ensure the continuation of MECA's acclaimed programs and services and will preserve a significant historical landmark.

The estimated cost of this project is $1,642,000.00. The City will fund $500,000; Multicultural Education and Counseling through the Arts will provide the balance, which is $1,142,000.00. If the final amount is in excess of the estimated cost, MECA will be responsible for amounts over and above the grant amount.

The Neighborhood Housing and Redevelopment Committee considered this item on 12-15-05 and voted to recommend it for favorable Council consideration.

Approval of this Ordinance is recommended.

MWJ/JM/ea

cc: City Attorney
City Secretary
Finance and Administration
Mayor's Office

REQUIRED AUTHORIZATION

F&A Director:	Other Authorization:	Other Authorization:

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance authorizing first amendment to contract with Justex Systems, Inc. for Assessment Center for Rank of Police Lieutenant (C56708)	Category # 4	Page 1 of 1	Agenda Item # 13

FROM (Department or other point of origin): Harold L. Hurtt, Chief of Police Houston Police Department	Origination Date July 6, 2006	Agenda Date JUL 12 2006

MB

DIRECTOR'S SIGNATURE:	Council District affected: All
For additional information contact: Larry J. Yium, Deputy Director Phone: 713-308-1778	Date and identification of prior authorizing Council action: Ord #05-0135, February 16, 2005

RECOMMENDATION: (Summary)
Adopt ordinance authorizing first amendment to contract with Justex Systems, Inc. to correct additional services provisions set out in Exhibit H.

Amount and Source of Funding: No Additional Funding Needed	F & A Budget:

SPECIFIC EXPLANATION:
City Council awarded the subject contract with Justex Systems, Inc. on February 16, 2005, for a three-year term, for development and administration of an Assessment Center for the rank of Police Lieutenant. Exhibit H of the contract provides for delivery of an additional Assessment Center, if needed, but incorrectly references the rank of Police Captain, rather than Lieutenant, at a cost of $30,000.00, rather than $89,831.52. The Chief of Police requests Council's approval of a first amendment to the contract to correct the language of Exhibit H to reflect the correct rank and cost. Funding for the contract is sufficient to support these changes and no additional allocation is necessary.

Under the contract, Justex administers a written test followed by an assessment center to rank candidates for promotion to the position of Lieutenant in the Houston Police Department. The evaluators in the assessment center are police managers from other agencies outside the Houston area with the rank of Lieutenant or higher. The contractor developed the process in conjunction with a committee consisting of management and the employee group representing the Majority Bargaining Agent (MBA). Further, the contractor administers the testing process, reviews appeals, provides special services such as testing additional candidates, if the first list is exhausted, and serves as an expert witness for litigation associated with the exam.

HLH/LJY/JAJ/tkc

REQUIRED AUTHORIZATION NDT

F&A Director:	Other Authorization:	Other Authorization:

TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION**

SUBJECT: Approve and Authorize the Agreement to acquire a work of art to be sited at the Ronald E. McNair Police Station and accept the art into the City's art collection.	**Category**	**Page** 1 of 1	**Agenda Item** 14

FROM (Department or other point of origin): Building Services Department	**Origination Date** 7/6/06	**Agenda Date** JUL 12 2006
DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P.E., Director Issa Dadoush 6/7/06	**Council District affected:** I	
For additional information contact: Jacquelyn L. Nisby Phone 713-247-1814	**Date and identification of prior authorizing Council action:** Ordinance 2004-233, March 30, 2004	

RECOMMENDATION: Approve and authorize Professional Artist Services Agreement, authorize acquisition of the work of art, accept the art into the City's art collection, and allocate funds for the project.

Amount and Source of Funding: $48,600.00 Police Department Civic Art Program Funding (Prior Civic Art Appropriation South Central Police Station Project G-0058-01-3, Ordinance # 2004233, Ordinance Date 03/30/04 Fund Source Police Civic Art funds)	**F&A Budget:**

SPECIFIC EXPLANATION: The Building Services Department recommends that City Council approve and authorize a Professional Artist Services Agreement with artist, Elena Cusi Wortham to design and create a mural to be sited at the Ronald E. McNair South Central Police Station, located at 2202 St. Emanuel Street (493-U), and accept the mural into the City's art collection.

The mural will consist of three 72" X 42" X 1" porcelain enamel panels with images of the crew of the Challenger astronauts, the Mission Patch, and a photograph of the shuttle Challenger liftoff. All photos will have a blue background. The National Aeronautics and Space Administration will provide appropriate images and text. The mural will enhance the space in an elegant and aesthetic way, educating the public of the awesome task of the astronauts, the fascinating life of Ronald McNair, the beauty of the shuttle Challenger, and the great tragedy the USA experienced when the crew was lost.

Elena Cusi Wortham, is a well-known Houston artist, ceramicist, who has contributed several outstanding works of art including the colorful fountain on the corner of Prairie and Travis.

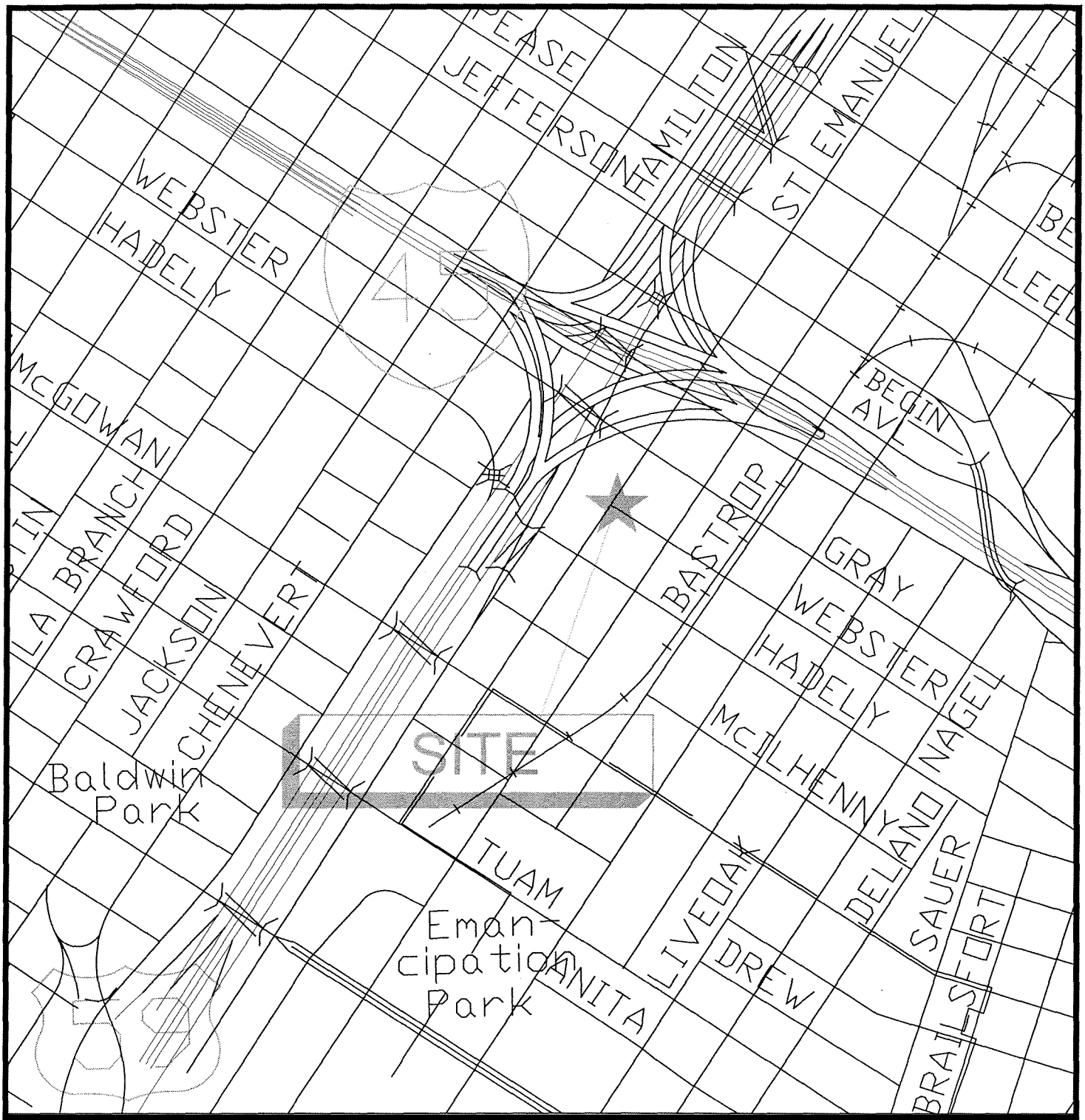
The Houston Municipal Art Commission has approved inclusion of the artwork in the City's permanent art collection and the installation site. The Civic Art Committee approved the project as part of the Civic Art Program Plan and the Houston Police Department has endorsed the installation site and work of art.

IZD:WTH:JLN:pki

c: Marty Stein, Michael Moore, Issa Z. Dadoush, P.E., Wendy Teas Heger, AIA, Jacquelyn L. Nisby, Venky Nagasandra

REQUIRED AUTHORIZATION CUIC ID # 25PKI002

Building Services Department:	**Other Authorization:**	**Houston Police Department:**
Wendy Heger Wendy Teas Heger, AIA, Chief of Design and Construction Division		Harold L. Hurtt, Chief of Police



SOUTH CENTRAL POLICE STATION

2202 ST. EMANUEL

COUNCIL DISTRICT "I"

KEY MAP NO. 493U

DRAWN BY MARTIN AYANEGUI

TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION**

SUBJECT: Interlocal Agreement between the City of Houston and Harris County Toll Road Authority (HCTRA) for Park Row Road from SH 6 to Eldridge Parkway, Segment 2. GFS No. N-0723-02-2; File No. SB9090.	**Agenda Item #** 15	**Page** 1 of 2

FROM (Department or other point of origin):	**Origination Date**	**Agenda Date**
Department of Public Works and Engineering	5-3-06	JUL 12 2006

DIRECTOR'S SIGNATURE:	**Council District affected:**
Michael S. Marcotte, P.E., DEE, Director	A

For additional information contact:	**Date and identification of prior authorizing Council action:**
Harish Jajoo, P.E. LJ Senior Assistant Director **Phone:** (713) 837-0442	2002-0368, 05/08/02

RECOMMENDATION: (Summary) Approve an ordinance authorizing an Interlocal Agreement between the City of Houston and Harris County Toll Road Authority (HCTRA).

Amount and Source of Funding: N/A (Previous funding of $36,000.00 from Street and Bridge Consolidated Construction Fund #437)	**F&A Budget:**

PROJECT NOTICE/JUSTIFICATION: The project is designated as a major thoroughfare and is required to improve flow/circulation and reduce congestion and eliminate potential hazard along the I-10 corridor. The project is divided into two segments. Segment 1 is Park Row Road from Eldridge Parkway to 3,265 feet east of State Highway 6. Segment 2 is Park Row from 3,265 feet to 2,465 feet east of State Highway 6 and provides connection to the proposed I-10 controlled access lanes.

DESCRIPTION/SCOPE: This project consists of the construction of a four (4) lane divided concrete-paved roadway with curbs, sidewalks, street lighting, signals, storm sewers and other necessary underground utilities along the proposed alignment of Park Row Road between Eldridge Parkway and State Highway 6.

LOCATION: The project is located on Park Row from Eldridge Parkway to approximately 2,465 feet east of SH 6 and is located in Key Map grids 448 W, X, Y.

PREVIOUS HISTORY AND SCOPE: Under Ordinance No. 2002-0368 passed by City Council on May 8, 2005, the City entered into an Advance Funding Agreement with Texas Department of Transportation (TxDOT) for the design and construction of Park Row from approximately 3,265 feet east of SH 6 to Eldridge (Segment One). Under this agreement, the City has managed the design and TxDOT will administer the construction of this project. TxDOT will fund 80% of the construction costs associated with this roadway and the City will contribute the remaining 20% of the costs.

Under the terms of this proposed Agreement with HCTRA, the joint project with TxDOT will be expanded to include approximately 800 linear feet of roadway which will connect Park Row to the ramp leading to the new controlled access lanes for I-10 (Segment Two). The City has included the design of this portion of the project in the TxDOT Park Row Project. HCTRA will fund 80% of the roadway and storm sewer construction costs associated with this section of the roadway and the City will contribute the remaining 20% of the costs. HCTRA will purchase the right of way and transfer the property to the City. The City will reimburse HCTRA for 100% of the cost associated with the right-of-way acquisition and will fund 100% of the water line and sanitary sewer system construction costs including inspection, construction management, and contingencies. Upon completion of the project, the City will assume full ownership and responsibility for the maintenance and repair of the project. HCTRA will administer the construction of this segment of Park Row.

REQUIRED AUTHORIZATION **CUIC ID #20JAK555**

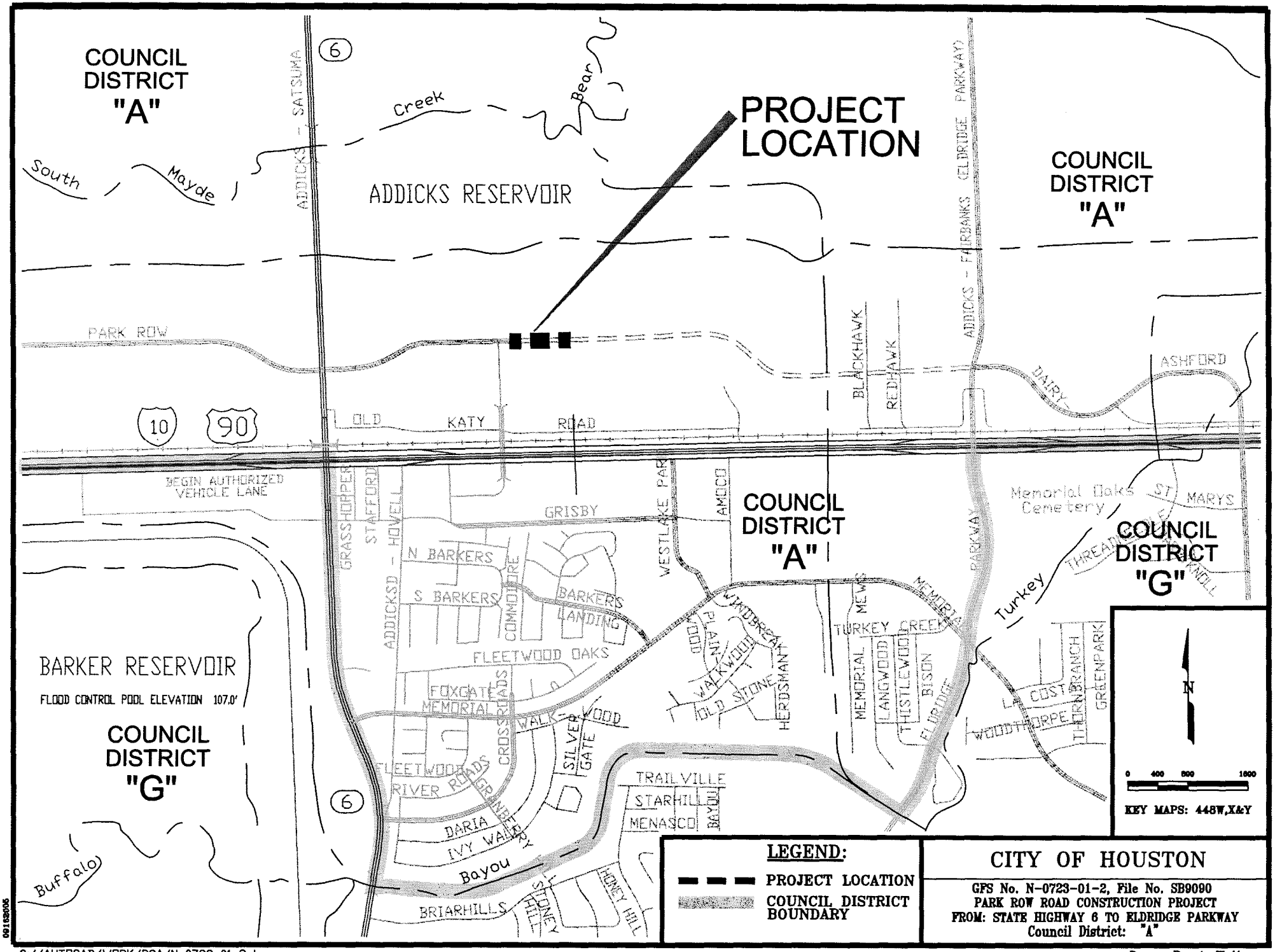
F&A Director:	**Other Authorization:**	**Other Authorization:**
		Daniel W. Krueger, P.E., Deputy Director Engineering and Construction Division

Date	SUBJECT: Interlocal Agreement between the City of Houston and Harris County Toll Road Authority (HCTRA) for Park Row from SH 6 to Eldridge Parkway, Segment 2. GFS No. N-0723-02-2; File No. SB9090.	Originator's Initials JAK	Page 2 of 2

ACTION RECOMMENDED : It is recommended that City Council approve an ordinance authorizing an Interlocal Agreement between the City of Houston and Harris County Toll Road Authority.

MSM:DWK:HLMLL:JAK:AHH
S:\constr\A-SB-DIV\Design\HCTRA\I-10 Connector\RCA\RCA.DOC

c: Marty Stein
Velma Laws
O. Craig Foster
File No. SB9090
File – TxDOT – Park Row from SH 6 to Eldridge Parkway, Segment 2


COUNCIL DISTRICT "A"
PROJECT LOCATION
COUNCIL DISTRICT "A"
ADDICKS RESERVOIR
Bear Creek
South Mayde
ADDICKS - SATSUMA
ADDICKS - FAIRBANKS (ELDRIDGE PARKWAY)
PARK ROW
BLACKHAWK
REDHAWK
DAIRY
ASHFORD
10
90
OLD KATY ROAD
BEGIN AUTHORIZED VEHICLE LANE
GRASSHOPPER
STAFFORD
ADDICKSD - HOWELL
GRISBY
WESTLAKE PAR
AMOCO
COUNCIL DISTRICT "A"
Memorial Oaks Cemetery
ST MARYS
COUNCIL DISTRICT "G"
N BARKERS
S BARKERS
COMMODITY
BARKERS LANDING
FLEETWOOD OAKS
FOXGATE
MEMORIAL
WALK-A-WOOD
CROSS READS
SILVER GATE
FLEETWOOD RIVER READS
DARIA
IVY WALK
BARKER RESERVOIR
FLOOD CONTROL POOL ELEVATION 107.0'
COUNCIL DISTRICT "G"
Buffalo Bayou
BRIARHILLS
STONEY HILL
HONEY HILL
TRAILVILLE
STARHILL
MENASCO
BAYOU
WALKWOOD
OLD STONE
HERDSMAN
MEMORIAL MEWS
TURKEY CREEK
MEMORIAL
LANGWOOD
THISTLEWOOD
BISON
ELDRIDGE
Turkey
LA COSTA
WOODTHORPE
THORN BRANCH
GREENPARK
N
0 400 800 1600
KEY MAPS: 448W,X&Y
LEGEND:
PROJECT LOCATION
COUNCIL DISTRICT BOUNDARY
CITY OF HOUSTON
GFS No. N-0723-01-2, File No. SB9080
PARK ROW ROAD CONSTRUCTION PROJECT
FROM: STATE HIGHWAY 6 TO ELDRIDGE PARKWAY
Council District: "A"
S://AUTOCAD/WORK/RCA/N-0723-01-2.dwg
Drawn By: A. Watts

TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION**

SUBJECT: Contract Award for Wayside Village Section 1 GFS No. S-0800-H1-3 & R-0800-H1-3 (DPC-095)	**Category #** 7	**Page** 1 of 2	**Agenda Item #** 17

FROM (Department or other point of origin):	**Origination Date**	**Agenda Date**
Department of Public Works and Engineering	3-16-06	JUL 12 2006

DIRECTOR'S SIGNATURE:	**Council District affected:**
Michael S. Marcotte, P.E., DEE, Director	B

For additional information contact:	**Date and identification of prior authorizing Council action:**
Lagnesh Varshney, P.E. Managing Engineer **Phone:** (713) 837-7088	Dated: 8/17/2005, Ordinance No. 2005-965

RECOMMENDATION: (Summary)
Accept low bid, award construction Contract and approve assignment agreement between the City of Houston, developer and contractor.

Amount and Source of Funding: No additional funding required. Prior appropriation: $217,662.08 out of the Water and Sewer System Consolidated Construction Fund (No. 755) and $216,085.70 out of the out of the Affordable Housing Uptown Series 2004D Fund (No. 982).	**F&A Budget:**

SPECIFIC EXPLANATION:

PROJECT NOTICE/JUSTIFICATION: This project is part of the Sponsor Participation Program that was created to encourage the development of affordable housing inside the City of Houston.

DESCRIPTION/SCOPE: This project consists of water distribution system, sanitary sewer collection system and storm drainage system to serve Wayside Village Section 1. The contract duration for this project is 60 days.

LOCATION: The project is located in the area generally bounded by: North Wayside Drive on the west; East little York on the north; Union Pacific Railroad on the east; and Future Parker Road on the south. The project is located in Key Map grid 415-X.

BIDS: Bids were received on December 22, 2005 The six (6) bids were as follows:

	Bidder	**Bid Amount**
1.	Big State Excavation, Inc.	$ 461,227.90
2.	Triple B Services, LLP	$ 503,922.60
3.	Pace Services, LP	$ 533,553.00
4.	C.E. Barker, Ltd.	$ 539,933.74
5.	Mendez-Donnell & Associates, Inc.	$ 563,495.00
6.	E.P. Brady, Ltd.	$ 882,666.30

REQUIRED AUTHORIZATION CUIC ID #20HC51 NOT

F&A Director:	**Other Authorization:**	**Other Authorization:**
		John J. Sakolosky, P.E. City Engineer

F&A 011.A REV. 3/94
7530-0100403-00

RCADPC3..DOC (July 28, 2005)

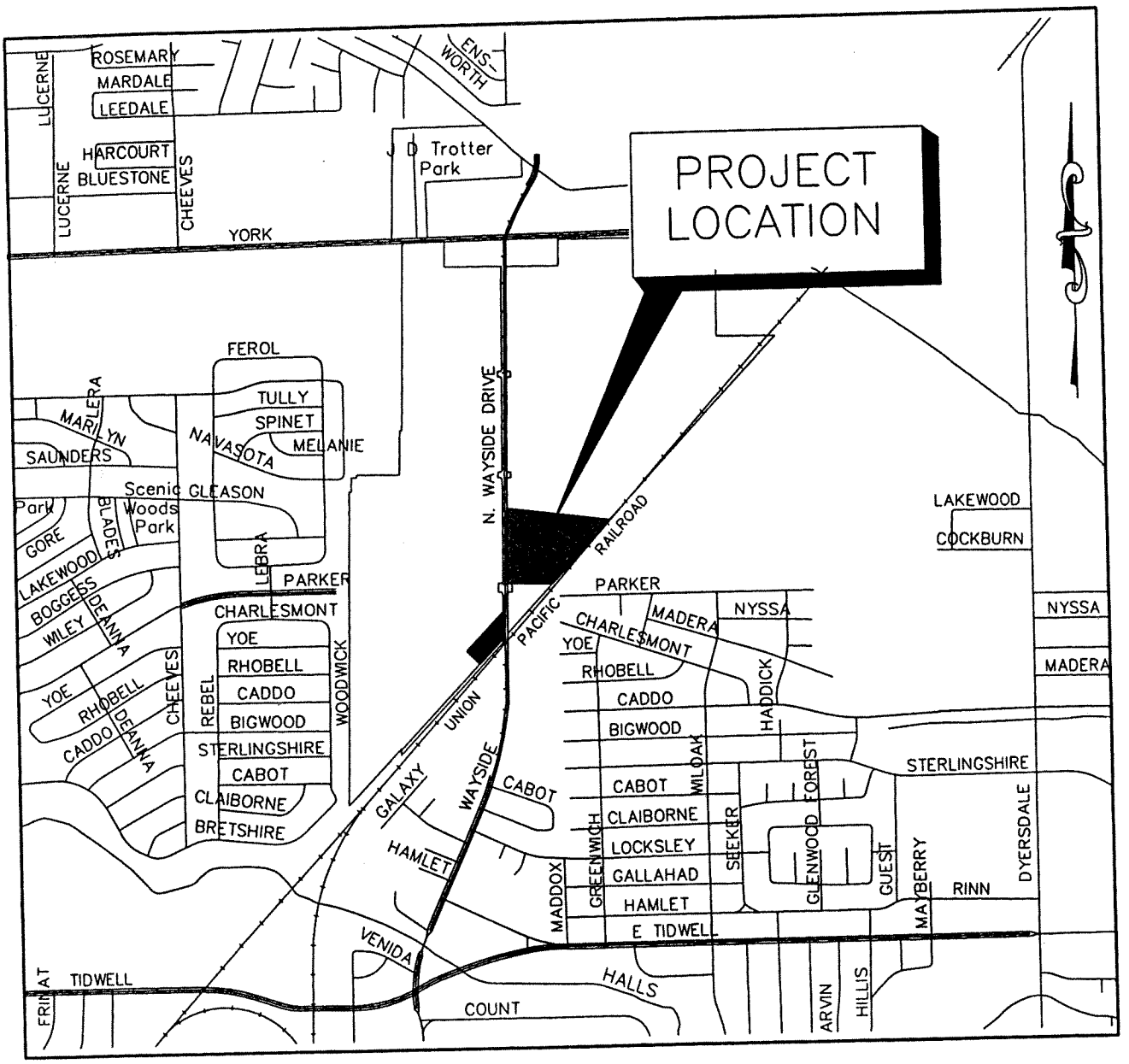
AWARD: It is recommended that the construction contract be awarded to Big State Excavation, Inc. with a low bid of $461,227.90 Addendum Number 1 be made a part of the Contract.

ASSIGNMENT: It is further recommended that City Council approve the assignment of the construction contract to Woodmere Development Company, Ltd. in accordance with the Developer Agreement C 57245 passed on August 17, 2005. The Developer has complied with all the requirements of the agreement and has contracted with Pate Engineers, Inc., to manage the construction of the project.

PROJECT COST: The City has already appropriated $433,747.78 to reimburse the developer for construction costs as required under the Developer Agreement C 57245

MSM:JJS:LV:HC:CKM

c: Marty Stein
Milton Wilson, Jr.
Jeff Taylor
Velma Laws
Waynette Chan
Jun Chang
Rudy Moreno, Jr.
Tiffany Pham
Pamela Gardner
Gary Norman w/enclosures
Christy K. Miller, P.E. Pate Engineers, Inc.



VICINITY MAP

N.T.S.

(KEY MAP # 415-X)

ZIP CODE 77016

GIMS TILES 5661A, 5662C

DPC-095

10300 N. WAYSIDE DR.

HOUSTON, TEXAS 77050

HARRIS COUNTY

TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION**

SUBJECT: Ordinance amendment for Kingwood Wastewater Treatment Plant Improvements. GFS No. R-1000-03-3; File No. WW4864-01.	**Page** 1 of 1	**Agenda Item** 19

FROM (Department or other point of origin):	**Origination Date**	**Agenda Date**
Department of Public Works and Engineering	7-6-06	JUL 12 2006

DIRECTOR'S SIGNATURE	**Council District affected:**
MSM 7306 Michael S. Marcotte, P.E.,DEE	E GK
For additional information contact: Harish Jajoo, P.E. HJ Senior Assistant Director Phone: (713) 837-0442	**Date and identification of prior authorizing Council action:** Ordinance No. 2005-699; 06/08/05

RECOMMENDATION: **(Summary)**

Approve amendment of Ordinance No. 2005-699 to correct clerical error.

Amount and Source of Funding:
N/A

SPECIFIC EXPLANATION: The materials engineering laboratory contract number as referenced on the original construction award ordinance (No. 2005-699) and RCA for award of construction contract for the Kingwood Wastewater Treatment plant improvements, is incorrectly indicated as 53755. The correct number for the materials engineering laboratory contract with Raba-Kistner Consultants, Inc. is 53735.

MSM:DWK:HJ:EN:GK:SK:pa
for MR GK

c: Marty Stein
Daniel W. Krueger, P.E.
Susan Bandy
Velma Laws
Craig Foster
File No. WW4864-01

S:\design\A-WW-DIV\Projects\R1000033\RCA Design.doc

REQUIRED AUTHORIZATION **CUIC 20GK48**

F&A Budget:	**Other Authorization:**	**Other Authorization:**
		Daniel W. Krueger, P.E., Deputy Director Engineering and Construction Division

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary | **RCA #**

SUBJECT:	**Category #**	**Page 1 of 2**	**Agenda Item#**
Ordinances granting Commercial Solid Waste Operator Franchises	2nd Reading		29 to 34
FROM: (Department or other point of origin): Judy Gray Johnson, Director Finance and Administration	**Origination Date** 6-29-06		**Agenda Date** JUL 05 2006
DIRECTOR'S SIGNATURE: MD Judy Gray Johnson	**Council Districts affected:** JUL 12 2006 ALL		20 to 22
For additional information contact: Judy Gray Johnson **Phone:** (713) 837- 9888 Thomas "Buck" Buchanan **Phone:** (713) 837- 9103	**Date and identification of prior authorizing Council Action:** Ord. # 2002-526 – June 19, 2002; Ord. # 2002–1166-December 18, 2002.		

RECOMMENDATION: (Summary)

Approve ordinances granting Commercial Solid Waste Operator Franchises.

Amount of Funding:	**F &A Budget:**
NA	

SOURCE OF FUNDING: [] General Fund [] Grant Fund [] Enterprise Fund [] Other (Specify)

SPECIFIC EXPLANATION:

It is recommended that City Council approve ordinances granting Commercial Solid Waste Operator Franchises to the following solid waste operators ("Franchisees") pursuant to Article VI, Chapter 39. The proposed Franchisees are:

1. United Waste Services, Inc
2. Sure Disposal Services, Inc
3. Quick Silver Hauling, LLC

The proposed Franchises grant the Franchisees the right to use the City's public ways for the purpose of collecting, hauling or transporting solid or industrial waste from commercial properties located within the City of Houston. In consideration for this grant, the Franchisees agree to pay to the City an annual Franchise Fee equal to 4% of their annual gross revenues, payable quarterly. To verify the Franchisees' compliance with the franchise, the City has the right to inspect, and the companies have the duty to maintain, required customer records during regular business hours. The franchise contains the City's standard release and indemnification, default and termination, liquidated damages and force majeure provisions. The proposed franchise term expires on December 31, 2013.

It is recommended that City Council approve the proposed ordinances granting Commercial Solid Waste Operator franchises to the Franchisees.

REQUIRED AUTHORIZATION

F&A Director:

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: An ordinance approving and authorizing the submission of an application for a grant to the Centers for Disease Control and Prevention (CDC) for network implementation of the National Environmental Public Health Tracking Program	Category 9 #	Page 1 of 1	Agenda Item 23 #4
FROM (Department or other point of origin): Stephen L. Williams, M.Ed., M.P.A. Director-Houston Department of Health and Human Services	Origination Date 06/26/06	Agenda Date JUL 12 2006 ~~JUL 05 2006~~	
DIRECTOR'S SIGNATURE: Stephen L Williams	Council District affected: ALL		
For additional information contact: Kathy Barton Telephone: 713-794-9998 – 713-826-5801	Date and identification of prior authorizing Council action:		

RECOMMENDATION: (Summary)
Approval of an ordinance to approve a grant application to the Centers for Disease Control and Prevention (CDC) for network implementation of the National Environmental Public Health Tracking Program.

Amount of Funding:	Total Project : $3,800,000.00 AFMS – Fund 172, 0rg 145 SAP - Fund 5000, Cost Center 380006002	F&A Budget

SOURCE OF FUNDING: [] General Fund [x] Grant Fund [] Enterprise Fund [] Other (Specify)

SPECIFIC EXPLANATION:

The Houston Department of Health and Human Services (HDHHS) requests City Council approval of a grant application to the Centers for Disease and Control and Prevention (CDC) for network implementation of the National Environmental Public Health Tracking Program (NEPHTP). The start date for this project will be on or about August 1, 2006 through July 31, 2010. The estimated total project cost is $3,800,000.00.

HDHHS requests City Council approval and authorization of the application to CDC for the entire project period through July 31, 2010. HDHHS is requesting City Council to authorize the Director to: 1) accept and expend approved funding as soon as awarded; and 2) accept supplemental awards offered by CDC during the entire project period.

HDHHS has received funding for the creation of a city-wide Public Health Information Network (PHIN) through the Public Health Preparedness (PHP) grant. The primary function of the PHIN will be to function as a data exchange broker between the state, local and federal government health agencies. Funding for this program will allow the expansion of existing capabilities of the PHIN with environmental data.

HDHHS utilizes a large number of disparate data in routine epidemiological surveillance and all-hazards aberrant event detection. The PHIN will mine all pertinent data sources in real time and provide immediate results to epidemiologists at the state and local levels.

cc: Finance & Administration
Legal Department
Agenda Director

REQUIRED AUTHORIZATION

F&A Director	Other Authorization:	Other Authorization:

TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION**

SUBJECT: That Council approve an ordinance authorizing a Compromise and Settlement Agreement with Adventures in Birds & Pets, Inc. and Betty Jean Jordan to settle a lawsuit and appropriate the sum of $65,000.00 out of the Water and Sewer System Consolidated Construction Fund 755, GFS S-0900-44-3 to fund the Agreement.	**Category #** 6	**Page** 1 of 1	**Agenda Item #** 24 27
FROM (Department or other point of origin): Legal Department	**Origination Date** 7-3-06	**Agenda Date** JUL 05 2006	
DIRECTOR'S SIGNATURE: Legal Department	**Council District affected:** All	JUL 12 2006	
For additional information contact: Elizabeth Stevens **Phone:** 713.247.1518	**Date and identification of prior authorizing Council action:**		

RECOMMENDATION: (Summary)

That Council approve an ordinance authorizing a Compromise and Settlement Agreement with Adventures in Birds & Pets, Inc. and Betty Jean Jordan to settle a lawsuit and appropriate the sum of $65,000.00 out of the Water and Sewer System Consolidated Construction Fund 755, GFS S-0900-44-3 to fund the Agreement.

Amount of Funding: $65,000.00	**F&A Budget:**

SOURCE OF FUNDING: [] **General Fund** [] **Grant Fund** [] **Enterprise Fund**

[X] **Other (Specify)** Water and Sewer System Consolidated Construction Fund 755, GFS S-0900-44-03 06/12/06

SPECIFIC EXPLANATION:

FOR SETTLEMENT PURPOSES ONLY

Adventures in Birds & Pets, Inc. is a pet store located on the corner of Westview and Woodvine in Houston owned principally by Betty Jean Jordan ("Plaintiffs") that breeds and sells exotic birds, and bird supplies and offers bird grooming and boarding services. The City of Houston contracted with Oscar Renda Construction, to construct a 54 inch water main along Westview from Silber to Spring Branch Creek. Plaintiffs allege that during the period February 2001 through September 2001, the construction activities resulted in a denial of access to the pet store and injured specialty birds and the breeding program at the facility. Plaintiffs filed suit in Harris County Court at Law No. 4, Cause No. 801,238; *Adventures in Birds & Pets, Inc. and Betty Jean Jordan v. City of Houston*, alleging claims based on a constitutional taking of their property resulting from the denial of access to the property and damage to the birds, and alleged $1,000,000.00 in damages.

Plaintiffs have offered to settle their claims against Houston for $65,000.00. After a thorough review of the claims, the Legal Department and the Public Works & Engineering Department recommend that Council: accept Plaintiffs' offer of settlement of the Dispute; and adopt an ordinance which approves and authorizes the execution of the Compromise and Settlement Agreement with a check made payable to Adventures in Birds & Pets, Inc., Betty Jean Jordan and Plaintiffs' attorney J. Marcus Hill, and which appropriates the sum of $65,000.00 out of the Water and Sewer System Consolidated Construction Fund No. 755 to fund the Agreement. The Legal Department has prepared the documents necessary to settle the Dispute.

REQUIRED AUTHORIZATION 90AH169

F&A Director:	**Other Authorization:**	**Other Authorization:** Michael Marcotte, Director of PW&E

F&A 011.A REV. 3/94
7530-0100403-00

25

JUL 12 2006

MOTION NO. 2006 0628

MOTION by Council Member Alvarado that the following item be postponed for one week:

Item 33 - Ordinance amending Ordinance No. 2004-0495 to increase the maximum contract amount to Contract C56063 between the City of Houston and Arch Wireless Operating Company, Inc., for Pager Rental Services for Various Departments $143,429.16 - General, Enterprise, Grant and Other Funds

Seconded by Council Member Lawrence and carried.

Mayor White, Council Members Johnson, Clutterbuck, Edwards, Khan, Holm, Garcia, Alvarado, Brown, Lovell, Sekula-Gibbs, Green and Berry voting aye
Nays none
Council Member Lawrence absent

Council Member Wiseman absent on City business

PASSED AND ADOPTED this 5th day of July, 2006.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is July 11, 2006.

City Secretary

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary **RCA# 6883**

Subject: Approve an Amending Ordinance to Increase the Spending Authority for Contract No. C56063 for Pager Rental Services for Various Departments LC-R-0489-027-20123-A3	Category # 4	Page 1 of 3	Agenda Item 25 33

FROM (Department or other point of origin): Calvin D. Wells City Purchasing Agent Finance and Administration Department	**Origination Date** June 07, 2006	**Agenda Date** JUL 05 2006 ~~JUN 28 2006~~ JUL 12 2006
DIRECTOR'S SIGNATURE	**Council District(s) affected** All	
For additional information contact: Karen Dupont **Phone:** (713) 495-4211 Ray DuRousseau **Phone:** (713) 247-1735	**Date and Identification of prior authorizing Council Action:** Ord # 2004-0495, Ord #2004-1246, Ord #2005-1132	

RECOMMENDATION: (Summary)

Approve an amending ordinance to increase the spending authority to Contract No. C56063 between the City of Houston and Arch Wireless Operating Company, Inc. from $303,207.17 to $446,636.33 for pager rental services for various departments.

Amount of Funding: $143,429.16	**F & A Budget**

SOURCE OF FUNDING:	**[X] General Fund** $99,428.20	**[X] Grant Fund** $5,803.20	**[X] Enterprise Fund** $26,282.00

[X] Other (Specify) $11,915.76

See Funding Information on Pages 2, 3 and 4 of 4.

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an amending ordinance to increase the spending authority for Contract No. C56063 between the City of Houston and Arch Wireless Operating Company, Inc. from $303,207.17 to $446,636.33 for pager rental services for various departments. This contract is being used citywide by various departments for pager rental services.

The contract was awarded on May 19, 2004, by Ordinance No. 04-0495 for a 36-month term, with two, one-year options to extend, for a total five-year term in the original amount of $51,215.00. Ordinance No. 2004-1246, which amended Ordinance No. 2004-0495, was approved on December 1, 2004 to increase the spending authority from $51,215.00 to $175,619.49, and was subsequently amended by Ordinance No. 2005-1132 to increase the spending authority from $175,619.49 to $303,207.17. Expenditures as of April 27, 2006 totaled $231,257.47. The additional spending authority will allow services to continue through June 30, 2007, at which time another request for additional spending authority will be sent to City Council for approval for anticipated expenditures in FY08. The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the contractor.

At the time of the contract award recommendation, a spending authority of $1,047,874.80 was requested. However, due to uncertainty of the number of pagers being utilized by each department, City Council amended the contract by authorizing an initial spending authority of $51,215.00, and requested departments to identify and justify pager usage within their respective departments. Consequently, 1,686 pagers have been eliminated, lowering the pager count from 3,883 to 2,197. Pager usage and cost are being monitored by the Finance & Administration Department to verify that pagers are used in a cost-effective manner.

The scope of work requires the contractor to provide all labor, transportation, materials, tools, replacement parts, supplies and equipment necessary to provide pager rental services. These services include all repair cost and replacement of existing pagers with the latest technology as developed.

REQUIRED AUTHORIZATION NDT

F&A Director:	Other Authorization:	Other Authorization:

This contract was awarded with a 3% M/WBE participation goal and Arch Wireless Operating Company, Inc. has not met the goal, but has met with the Affirmative Action Division and presented a plan to meet the goal. The Affirmative Action Division will continue to monitor this contract to ensure maximum M/WBE participation.

Funding Information

Fire Department

Department/Funding Codes	Allocation FY07	Fund Type
100/12/1950/3000/3895	$39,084.00	General Fund
Subtotal	$39,084.00	General Fund

Houston Police Department

Department/Funding Codes	Allocation FY07	Fund Type
100/10/3420/3000	$26,062.20	General Fund
146/10/3420/3000	$ 5,083.20	Texas Criminal Justice Grants Fund
Subtotal	$31,145.40	

Health & Human Services Department

Department/Funding Codes	Allocation FY07	Fund Type
100/38/1910/3000/3420	$15,000.00	General Fund
Subtotal	$15,000.00	

Public Works & Engineering Department

Department/Funding Codes	Allocation FY07	Fund Type
20/10D/2162/3000/3515	$384.00	Engineering & Construction Administration Fund
Subtotal	$384.00	

Convention & Entertainment Facilities Department

Department/Funding Codes	Allocation FY07	Fund Type
601/42/3000/3420	$282.00	Enterprise Fund
100/42/3000/3420	$ 84.00	General Fund
Subtotal	$366.00	

Parks & Recreation Department

Department/Funding Codes	Allocation FY07	Fund Type
100/36/1590/3000/3616	$9,995.00	General Fund
206/36/1851/3000/3616	$5,005.00	Parks Special Revenue Fund
Subtotal	$15,000.00	

Information Technology Department

Department/Funding Codes	Allocation FY07	Fund Type
100/68/3000/3420	$514.00	General Fund
Subtotal	$514.00	

Mayor's Office

Department/Funding Codes	Allocation FY07	Fund Type
208/50/1870/3000/3420	$165.16	Cable Television Fund
Subtotal	$165.16	

Houston Emergency Center

Department/Funding Codes	Allocation FY07	Fund Type
218/15/1860/3000/3420	$6,000.00	911 Emergency Fund Network
Subtotal	$6,000.00	

Building Services Department

Department/Funding Codes	Allocation FY07	Fund Type
100/25/1100/3000/3615	$300.00	General Fund
Subtotal	$300.00	

Controller's Office

Department/Funding Codes	Allocation FY07	Fund Type
100/60/1900/3000/3510	$348.00	General Fund
Subtotal	$348.00	

Human Resources Department

Department/Funding Codes	Allocation FY07	Fund Type
880/80/1911/3000/3345	$300.00	Worker's Compensation Administration Fund
Subtotal	$300.00	

Housing & Community Development

Department/Funding Codes	Allocation FY07	Fund Type
132/32/3225/BGSR/3510	$720.00	Community Development Block Grant Fund
Subtotal	$720.00	

Houston Airport System

Department/Funding Codes	Allocation FY07	Fund Type
501/28/1185/3000/3420	$26,000.00	Enterprise
Subtotal	$26,000.00	

Finance & Administration Department

Department/Funding Codes	Allocation FY07	Fund Type
936/65/1890/3000/3420	$ 61.60	Property & Casualty Fund
100/65/3000/3420	$8,041.00	General Fund
	$8,102.60	

GRAND TOTAL **$143,429.16**

Buyer: Richard Morris
Attachment: M/WBE Verification from Affirmative Action

CITY OF HOUSTON
Affirmative Action and Contract Compliance
Request for Verification of MWDBE Participation

Date: May 4, 2005 **Requestor (buyer):** Richard Morris

Contract/BPO #: C56063

Prime Contractor(s): Arch Wireless Operating Company, Inc.

Contract Description: Supply pagers to various departments

Prime Contact Person: Ms. Paige Scott, 713.871.3830

Award Date: May 19, 2004 **End Date:** May 18, 2009 **MWBE:** 3%

Total Contract Amount: $175,619.49

Amount Paid by City (to date) $116,616.20

Scheduled MWDBE participation: $5,268.58

MWBE: Central Delivery Service of Houston

Amount of Intent:

For Affirmative Action Use Only

M/WDBE Participation Achieved:

Comments:

AAD met w/ Arch Wireless, May 23rd. Arch Wireless has undergone a merger, therefore the company has fallen short of meeting the goal. Arch put together a plan and presented it to AAD to meet the goal.

Response Prepared By: _____ (Please sign legibly) **Date:** 6.2.05

Arch has added a new MWBE to the contract and will start utilizing Agundez, Inc. for graphic needs. "Letter of Intent attached"